

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In the matter of

TTAB

Registration No.: 3143997
For the mark: www.east13.com
Date registered: September 19, 2006

Registration No.: 3147241
For the mark: east13
Date registered: September 26, 2006

Registration No.: 3158549
For the mark: East Thirteen
Date registered: October 17, 2006

LIVE VENTURES INC.

PETITIONER,

v.

SAROJ INTERNATIONAL, INC.

REGISTRANT.

CANCELLATION No. 92047661

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

**PETITIONER'S MOTION TO DETERMINE THE SUFFICIENCY OF RESPONSES TO
PETITIONER'S FIRST SET OF REQUESTS FOR ADMISSIONS TO REGISTRANT
SAROJ INTERNATIONAL.**



10-08-2007

Pursuant to 37 C.F.R. § 2.120(h), petitioner Live Ventures Inc. ("Petitioner" or "Live Ventures") hereby moves to determine the sufficiency of responses of registrant Saroj International, Inc. ("Registrant" or "Saroj") to PETITIONER'S FIRST SET OF REQUESTS FOR ADMISSIONS TO REGISTRANT SAROJ INTERNATIONAL ("Requests"). This motion is supported by the declaration of Norbert Stahl ("Stahl Dec"), filed herewith, which includes a statement of good faith effort to resolve the issues brought under this motion, and Exhibits A through M attached to the Stahl Dec.

I. REGISTRANT FAILED TO SIGN SUPPLEMENTAL RESPONSES AND IS THEREFORE FORCED TO BRING THIS MOTION.

Saroj served Responses to the Requests on September 6, 2007. Stahl Dec, ¶13, Ex. B. These first Responses provided nothing – not a single admission or denial of a any of the Requests for Admissions served on Saroj.

On September 20, 2007, Saroj provided Supplemental Responses to the Requests as a pdf file attached to an email. Stahl Dec, ¶14, Ex. J. The Supplemental Responses were not signed by anyone – not by someone from Saroj and not by Saroj's counsel. The Certificates of Service attached to the Supplemental Responses were also not signed or dated by anyone.

Live Ventures requested signed copies of the Supplemental Responses by email of September 26, 2007 and by letter of September 27, 2007. Stahl Dec, ¶15, Ex. K; ¶16, Ex. L. Saroj never responded to the email or the letter in any way.

Because the first Responses are clearly deficient and because Saroj failed to provide signed copies of the Supplemental Responses, Live Ventures is left with no choice but to bring this motion.

II. THE REGISTERED TRADEMARKS AT ISSUE.

This proceeding concerns three registered marks of Saroj, all filed under Section 1(a) of the Trademark Act, and which Live Venture seeks to cancel on the basis of fraud and prior use.

a. Leather Goods and Clothing Marks.

The applications for Registration Nos. 3143997 for "www.east13.com" ("997 mark") and 3147241 for "east13" ("241 mark") were filed on March 4, 2004 and both claim use of the marks under Section 1(a), both listing April 1, 2004 as the first use date and the first use in commerce date.

Saroj's listings of goods under the '997 mark and the '241 mark are virtually identical (the only difference being that the '997 mark lists "teddies with garters belts" while the '241 mark lists "teddies with garters"). Saroj did not list any services for both marks. The listing of goods consists of 10 leather goods of International Class 18 and 35 clothing goods of International Class 25.

b. Advertising and Business Mark.

The application for Registration No. 3158549 for "East Thirteen" ("549 mark") was filed on November 29, 2005 and claims use of the mark under Section 1(a) for "retail clothing boutiques" in International Class 35 for advertising and business services. The '549 mark lists October 1, 2005 as the first use date and the first use in commerce date.

III. THE REQUESTS FOR ADMISSIONS.

Live Ventures served a first set of 182 Requests for Admissions on Saroj on August 2, 2007. Stahl Dec, Ex. A. The Requests only ask Saroj to admit *non-use*.

The term "use" was defined in the Requests as use in accordance with 15 U.S.C. § 1051(a). Stahl Dec, Ex. A, p. 3. As Section 1051(a) refers to use in "commerce", the definition of "commerce" as "all commerce which may lawfully be regulated by Congress" under 15 U.S.C. § 1127 is also implicated. The Interrogatories also use the definition of Section 1127 for "commerce." Stahl Dec, Ex. A, p. 3. This is relevant, for example, because Live Ventures believes that Saroj committed fraud when it filed its Section 1(a) trademark applications that resulted in the marks at issue because Saroj listed goods and services that it had not used.

The Requests ask Saroj to admit that it did *not use* the marks for the listed goods and services (one good or service per Request):

- (a) on or before the date of filing; and
- (b) before the date of first use listed in the registrations.

The '997 mark lists 45 goods, the '241 mark lists 45 goods, and the '549 mark 1 service. The total of 182 Requests thus breaks down as follows:

- | | |
|--------------------------------|---|
| 1. <i>Requests Nos. 1-45:</i> | Admit non-use of '997 mark before
March 5, 2005; |
| 2. <i>Requests Nos. 46-90:</i> | Admit non-use of '241 mark before
March 5, 2005; |
| 3. <i>Request No. 91:</i> | Admit non-use of '549 mark before
November 30, 2005; |

4. *Requests Nos. 92-136:* Admit non-use of '997 mark before April 1, 2004;
5. *Requests Nos. 137-181:* Admit non-use of '241 mark before April 1, 2004;
6. *Request No. 182:* Admit non-use of '549 mark before October 1, 2005;

IV. SAROJ'S RESPONSES.

a. Saroj's First Signed Responses.

In its first Responses, Saroj gave the *same response to all* Requests, namely that Saroj was "unable to admit or deny the contents of this paragraph at this time." Stahl Dec, Ex. B.

These responses are deficient. All interrogatories are directly pertinent to the trademarks for which Saroj obtained registration. Saroj alleged use of the marks in the Trademark Office, it cannot now maintain that it is "unable to admit or deny" whether it used the marks after it represented to the Trademark Office under oath that it did use those marks.

Saroj should not be permitted to withhold the requested admissions as it must know whether its representations in its trademark applications were accurate or false.

Live Ventures thus moves the Board to determine that the first signed Responses to the Requests were insufficient.

b. Saroj's Unsigned Supplemental Responses.

Saroj's Supplemental Responses are unsigned. Stahl Dec, Ex. J. (Saroj failed to provide signed copies even after Live Ventures had asked twice. Stahl Dec, ¶¶15-16.)

Saroj admits in the Supplemental Responses that Saroj's sworn statement of use in its applications leading to the '997 mark and the '241 mark were false. Saroj declared in its applications leading to the '997 and '241 marks that it used both marks on or in connection with 45 goods on or before the filing date of March 4, 2005

Saroj admits in the Supplemental Responses that it did not use the '997 mark for 36 of the 45 goods before March 5, 2005; and Saroj admits that it did not use the '241 mark for 42 of the 45 goods before March 5, 2005.

Saroj's admissions in its Supplemental Responses are summarized as follows:

- | | |
|---------------------------------|---|
| 1. <i>Requests Nos. 1-45:</i> | Admit non-use of '997 mark before
March 5, 2005;

Denied: 9 Admitted: 36 |
| 2. <i>Requests Nos. 46-90:</i> | Admit non-use of '241 mark before
March 5, 2005;

Denied: 3 Admitted: 42 |
| 3. <i>Request No. 91:</i> | Admit non-use of '549 mark before
November 30, 2005;

Denied: 1 Admitted: |
| 4. <i>Requests Nos. 92-136:</i> | Admit non-use of '997 mark before April
1, 2004; |

Denied: 8 **Admitted: 37**

5. *Requests Nos. 137-181:* Admit non-use of '241 mark before April 1, 2004;

Denied: 3 **Admitted: 42**

6. *Request No. 182:* Admit non-use of '549 mark before October 1, 2005;

Denied: 1 Admitted:

The unsigned Supplemental Responses thus show that at least the '997 mark and the '241 mark issue from applications that largely rested on false allegations of use.

V. RELIEF SOUGHT.

Live Ventures requests that Saroj provide either of the following relief:

1. *Saroj Continues Its Failure to Sign Supplementation:*

Saroj should be deemed to have admitted all Requests for Admissions 1-182.

2. *Saroj Provides Signed Copy of its Supplementation:*

Saroj should be ordered to show of good cause why it did not provide signed Supplemental Responses upon request by Live Ventures. Upon failure to show good cause, Saroj should be deemed to have admitted all Requests for Admissions 1-182.

Respectfully submitted,

Stahl Law Firm



Norbert Stahl, Esq.
Registration No. 44,350

Attorney for Petitioner
LIVE VENTURES INC.

Date: October 8, 2007

Correspondence Address:

Stahl Law Firm
2 Meadowsweet Lane
San Carlos, CA 94070
(650) 802-8800 (phone)
(650) 802-8484 (fax)

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing PETITIONER'S MOTION TO DETERMINE THE SUFFICIENCY OF RESPONSES TO PETITIONER'S FIRST SET OF REQUESTS FOR ADMISSIONS TO REGISTRANT SAROJ INTERNATIONAL has been served on Gary L. Eastman, Esq., Attorney for Registrant Saroj International, Inc., by mailing said copy on October 8, 2007, via First Class Mail, postage prepaid, to: Gary L. Eastman, APLC, 707 Broadway Street, Suite 1800, San Diego, California 92101.

Date: October 8, 2007

Stahl Law Firm



Norbert Stahl, Esq.
Registration No. 44,350

Attorney for Petitioner
LIVE VENTURES INC.

Correspondence Address:

Stahl Law Firm
2 Meadowsweet Lane
San Carlos, CA 94070
(650) 802-8800 (phone)
(650) 802-8484 (fax)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
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REGISTRANT.

CANCELLATION No. 92047661

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

**DECLARATION OF NORBERT STAHL, INCLUDING STATEMENT OF GOOD FAITH
EFFORT, IN SUPPORT OF PETITIONER'S MOTION TO DETERMINE THE
SUFFICIENCY OF RESPONSES TO PETITIONER'S FIRST SET OF REQUESTS FOR
ADMISSIONS TO REGISTRANT SAROJ INTERNATIONAL**

I, Norbert Stahl, declare as follows:

1. I am an attorney licensed to practice in the State of California and registered to practice before the United States Patent and Trademark Office and I am a member of Stahl Law Firm. I represent Petitioner Live Ventures Inc. (petitioner or "Live Ventures") in Cancellation No. 92047661 and I submit this declaration and statement of good faith effort in support of Petitioner's Motion to Determine the Sufficiency of Responses to Petitioner's First Set of Requests for Admissions to Registrant Saroj International, Inc. I make this declaration based on my personal knowledge and could and would competently testify thereto if called as a witness.

2. On August 2, 2007, I served Petitioner's First Set of Requests for Admissions to Registrant Saroj International ("Requests") on counsel of record for Registrant. Attached as Exhibit A is a true and correct copy of the Requests.

3. On September 6, 2007, Registrant served by First Class Mail a Response to the Requests ("Responses"). Attached as Exhibit B is a true and correct copy of the Responses.

4. On September 7, 2007, counsel of record for Registrant, Mr. Gary Eastman ("Mr. Eastman"), faxed a letter to me, stating that Registrant's "principal ... was out of the country for most of the month of August" and that Registrant's "investigation is ongoing and each of the Responses will likely be supplemented." Attached as Exhibit C is a true and correct copy of the letter of September 7, 2007, of Mr. Eastman to me.

5. On September 10, 2007, I called Mr. Eastman and asked when Live Ventures would receive complete responses to the Requests. Mr. Eastman did not answer my question but said that he would give me the answer to my inquiry by noon of September 12, 2007. I agreed to wait until noon of September 12, 2007, but I informed Mr. Eastman that Live Ventures would soon file a motion to compel absent quick and complete supplementation of Registrant's Responses because Registrant had only provided objections and had failed to provide any substantive response whatsoever. I also asked Mr. Eastman on what days in August 2007 the principal of Saroj was out of the country but Mr. Eastman could not answer that question.

6. On September 12, 2007, Mr. Eastman called me and told me that Live Ventures would have complete responses to the Requests delivered to the offices of Stahl Law Firm in San Carlos, California, by Federal Express on September 14, 2007.

7. On September 13, 2007, Mr. Eastman called my offices at 5:29 p.m. and left a voice mail. In the voice mail, Mr. Eastman said that he knew that he promised the complete discovery responses for delivery on September 14, 2007, but that he had missed the deadline for Federal Express pick-up. Mr. Eastman further said that he understood that Live Ventures wanted to move to compel discovery responses and that he appreciated my patience, but Mr. Eastman asked to be contacted again on September 14, 2007, before Live Ventures would file a motion to compel. Mr. Eastman further said in the voice mail that he would send the complete responses by Federal Express on September 14, 2007 for delivery on Saturday, September 15, 2007, or on Monday, September 17, 2007, whichever I preferred.

8. On September 14, 2007, I called Mr. Eastman at his office number and left a voice message in which I said that Live Ventures would wait to receive the complete discovery responses by Federal Express on Monday, September 17, 2007, and that Live Ventures would not file a motion to compel before then.

9. On September 17, 2007, I called Mr. Eastman and inquired about the supplementation of Registrant's responses to the Interrogatories and the Document Requests that Mr. Eastman had promised for Federal Express delivery no later than Monday, September 17, 2007. Mr. Eastman said that he had not sent any supplementation of Registrant's Responses in any way. I asked Mr. Eastman when Live Ventures would receive the complete responses to the Requests. Mr. Eastman said that he would email pdf files of the fully supplemented responses by 5 p.m. on September 17, 2007, and would send the supplemented responses by Federal Express for delivery on September 18, 2007. At 3:01 p.m. on September 17, 2007, and after the call, I confirmed Mr. Eastman's representations during the call in an email to Mr. Eastman, in which I also confirmed that Live Ventures would move for an order compelling the outstanding discovery. Attached as Exhibit D is a true and correct copy of the email of 3:01 p.m. on September 17, 2007, from me to Mr. Eastman.

10. On September 17, 2007, at 5:40 p.m., I received an email from Mr. Eastman with a tracking number for a Federal Express shipment with documents from Registrant for production. The email did not include pdf files for supplemental responses by Registrant, contrary to what Mr. Eastman had promised earlier that day. Instead, Mr. Eastman's email only stated that he would forward those response "upon

receipt" from Registrant but did not give any indication when that would be. Attached as Exhibit E is a true and correct copy of the email of 5:40 p.m. on September 17, 2007, from Mr. Eastman to me.

11. On September 17, 2007, at 7:15 p.m., I sent an email to Mr. Eastman confirming that we had not received pdf files of any supplemental responses to Live Ventures Requests from Registrant, contrary to Mr. Eastman's representations that we would receive such pdf files by 5 p.m. on that day. The email further informed Mr. Eastman that we were moving forward with a motion to compel. Attached as Exhibit F is a true and correct copy of the email of 7:15 p.m. on September 17, 2007, from me to Mr. Eastman.

12. On September 18, 2007, at 10:04 a.m., I received an email from Mr. Eastman in which Mr. Eastman misrepresents the telephone conversation from September 17, 2007. According to Mr. Eastman's email, the supplemental responses would only have to be made available "upon receipt" of the responses by Mr. Eastman from Saroj International, Inc. and not by any deadline. That statement is false. The email also states that the supplemental responses "should be" provided to Live Ventures "no later than close of business" on September 18, 2007. Attached as Exhibit G is a true and correct copy of the email of 10:04 a.m. on September 18, 2007, from Mr. Eastman to me.

13. On September 18, 2007, at 10:23 a.m., I sent an email to Mr. Eastman pointing out that Mr. Eastman's prior email misrepresents the facts. Attached as Exhibit

H is a true and correct copy of the email of 10:23 a.m. on September 18, 2007, from me to Mr. Eastman.

14. On September 20, 2007, at 8:04 p.m., I received an email from Mr. Eastman with pdf files of supplemental responses to Live Ventures Requests, including a First Supplemental Response to the Requests ("Supplemental Responses"). The email also included tif files that Mr. Eastman represented as including "Certification pages" for the supplemental responses. The email further represented that the "original documents" of the supplemental responses "have been placed in the mail" for Live Ventures. Attached as Exhibit I is a true and correct copy of the email of 8:04 p.m. on September 20, 2007, from Mr. Eastman to me. Attached as Exhibit J is a true and correct copy of a printout of the pdf file of the Supplemental Responses attached to the email of 8:04 p.m. on September 20, 2007, from Mr. Eastman to me.

15. On September 26, 2007, at 10:23 a.m., I sent an email to Mr. Eastman stating that I did not receive by mail any originals or any copies of the alleged supplemental responses. I also pointed out in the email that I could not open the tif files with the alleged Certification pages and I requested that Mr. Eastman email pdf versions of the signature pages for the supplemental responses and the proofs of service. Mr. Eastman never responded to this email in any way and has never provided any of the requested documentation in any form. Attached as Exhibit K is a true and correct copy of the email of 10:23 a.m. on September 26, 2007, from me to Mr. Eastman.

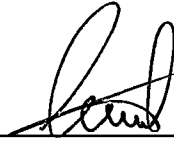
16. On September 27, 2007, I sent by facsimile and by email a letter to Mr. Eastman, which demanded that Registrant provide signed copies of the Supplemental Responses. Until today, I have not received any response or reaction of any kind to my letter of September 27, 2007 from Mr. Eastman, or anyone else on Registrant's behalf. Attached as Exhibit L is a true and correct copy of the letter of September 27, 2007, from me to Mr. Eastman.

17. On October 4, 2007, at 10:51 a.m., I sent an email to Mr. Eastman pointing out that I had not received any response to my letter of September 27, 2007, and that we also did not receive signed and verified supplemental responses to Live Venture's discovery requests. Attached as Exhibit M is a true and correct copy of the email of 10:51 a.m. on October 4, 2007, from me to Mr. Eastman.

18. I believe that I made a good faith effort, by conference or correspondence, to resolve with Registrant or Registrant's attorney the issues presented in the motion filed herewith but I have been unable to reach agreement. Due to Registrant's failure to cooperate in discovery and its failure to respond at all at this stage, Live Ventures is left with no choice but to bring the motion filed herewith.

I declare under penalty of perjury under the laws of the United States and the State of California that the foregoing is true and correct.

Executed in San Carlos, California, on October 8, 2007.

By  _____

Norbert Stahl
Registration No. 44,350

Attorney for Petitioner
LIVE VENTURES INC.

Correspondence Address:

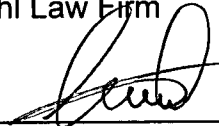
Stahl Law Firm
2 Meadowsweet Lane
San Carlos, CA 94070
(650) 802-8800 (phone)
(650) 802-8484 (fax)

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing DECLARATION OF NORBERT STAHL, INCLUDING STATEMENT OF GOOD FAITH EFFORT, IN SUPPORT OF PETITIONER'S MOTION TO DETERMINE THE SUFFICIENCY OF RESPONSES TO PETITIONER'S FIRST SET OF REQUESTS FOR ADMISSIONS TO REGISTRANT SAROJ INTERNATIONAL, including Exhibits A through M thereto, has been served on Gary L. Eastman, Esq., Attorney for Registrant Saroj International, Inc., by mailing said copy on October 8, 2007, via First Class Mail, postage prepaid, to: Gary L. Eastman, APLC, 707 Broadway Street, Suite 1800, San Diego, California 92101.

Date: October 8, 2007

Stahl Law Firm



Norbert Stahl, Esq.
Registration No. 44,350

Attorney for Petitioner
LIVE VENTURES INC.

Correspondence Address:

Stahl Law Firm
2 Meadowsweet Lane
San Carlos, CA 94070
(650) 802-8800 (phone)
(650) 802-8484 (fax)

Cancellation No.: 92047661

LIVE VENTURES, INC. v. SAROJ INTERNATIONAL, INC.

Party Offering Exhibit: Live Ventures, Inc.

EXHIBIT A

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In the matter of

Registration No.: 3143997
For the mark: www.east13.com
Date registered: September 19, 2006

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LIVE VENTURES INC.

PETITIONER,

v.

SAROJ INTERNATIONAL, INC.

REGISTRANT.

CANCELLATION No. 92047661

**PETITIONER'S FIRST SET OF REQUESTS FOR
ADMISSIONS TO REGISTRANT SAROJ INTERNATIONAL**

Pursuant to Federal Rule of Civil Procedure 36, petitioner Live Ventures Inc. ("Petitioner") hereby requests that registrant Saroj International, Inc. ("Registrant") through one or more authorized officers or agents of Registrant, and in compliance with the definitions and instructions herein, answer separately and under oath the requests for admissions set forth below within thirty (30) days after the service of the requests.

DEFINITIONS

1. "REGISTRANT," "YOU" or "YOUR" means Saroj International, Inc., registrant and owner of U.S. Trademark Registration Nos. 3143997, 3147241, and 3158549, and any person or entity that has used or uses any one or more of the trademarks under U.S. Trademark Registration Nos. 3143997, 3147241, and 3158549 with authorization from Saroj International, Inc.

2. "PETITIONER" means Live Ventures Inc., petitioner in the captioned cancellation proceeding.

3. "997 MARK" means the trademark WWW.EAST13.COM under U.S. Trademark Registration No. 3143997.

4. "997 REGISTRATION" means U.S. Trademark Registration No. 3143997.

5. "241 MARK" means the trademark EAST13 under U.S. Trademark Registration No. 3147241.

6. "241 REGISTRATION" means U.S. Trademark Registration No. 3147241.

7. "549 MARK" means the trademark EAST THIRTEEN under U.S. Trademark Registration No. 3158549.

8. "549 REGISTRATION" means U.S. Trademark Registration No. 3158549.

9. "PETITION" means the Petition to Cancel filed by Petitioner in Cancellation No. 92047661 in the U.S. Patent and Trademark Office.

10. "ANSWER" means the Answer filed by REGISTRANT in Cancellation No. 92047661 in the U.S. Patent and Trademark Office.

11. "USE," when employed with reference to a trademark, means the use of the trademark in accordance with 15 U.S.C. § 1051(a).

12. "COMMERCE," when employed with reference to a trademark or products under a trademark, means commerce in accordance with 15 U.S.C. § 1127.

13. "USE IN COMMERCE," when employed with reference to a trademark or products under a trademark, means use in commerce in accordance with 15 U.S.C. § 1127.

14. "NATURE" of use of a trademark means how the trademark was used, e.g., was the trademark used on a product, in a brochure, in a website, in a letter, or in any other way.

15. "DATE" of use of a trademark means the day, month and year of the use, or as much of that information as possible.

16. "VOLUME OF SALES" means the dollar amount of sales, *i.e.*, how much was billed for the sales and how much was paid for the sales; also the number of goods sold, e.g., the number of each of the goods listed on the trademark registration inquired about.

17. "And" and "or" shall be construed conjunctively or disjunctively, whichever makes the requests more inclusive. The term "all" shall mean "any and all," and the term "any" shall mean "any and all." The singular of any word or phrase shall include

the plural of such word or phrase, and the plural of any word or phrase shall include the singular of such word or phrase.

18. The terms "DOCUMENTS," "WRITINGS" or "RECORDINGS" as used herein are used in their broadest sense and include, without limitation, any type of written, recorded, electronic, graphic or photographic matter of any kind or character, however produced or reproduced, including but not limited to all photographs, sketches, drawings, videotapes, audiotapes, letters, telegrams, telexes, facsimiles, electronic mail, correspondence, brochures, manuals, press releases, transcripts of interviews, transcripts of speeches, product guides, contracts, consulting agreements, other agreements, business plans, deeds, drafts, workpapers, plans, blueprints, specifications, comparisons, surveys, data sheets, analyses, calculations, files (and their contents), notes to the files, reports, publications, mechanical and electronic sound recordings or transcripts thereof, calendar or diary entries, memoranda of telephone or personal conversations or of meetings or conferences, maps, studies, reports, charts, inter-office communications, minutes of meetings, articles, announcements, ledgers, vouchers, checks, receipts and invoices.

19. The term "COMMUNICATION" shall mean any oral or written transmittal, correspondence, and/or receipt of words or information, whether such was by chance, pre-arranged, formal or informal, including but not limited to conversations in person, telephone conversations, telegrams, telexes, facsimiles, letters, emails, reports or memoranda, formal statements, newspaper stories, notes of telephone conversations, notes of meetings, data compilations, and electronically stored data.

20. The terms "PERSON" or "PEOPLE" include any natural person, firm, association, organization, partnership, business, trust, corporation, or public entity.

21. The term "IDENTIFY," when employed with reference to a PERSON or to PEOPLE, means to provide at least the name, address, telephone number, facsimile number, website for that PERSON or PEOPLE, as far as available.

22. The terms "RELATE" or "REFER" mean directly or indirectly mentioning or describing, pertaining to, being connected with, or reflecting upon any one or more subject matters described in the discovery request.

INSTRUCTIONS

A. Each request for admission must be responded to separately, fully, in writing, under oath.

B. If you object to answering a request for admission, in whole or in part, state your objections and reasons for not responding, and state all factual and legal justifications that you believe support the objection or failure to answer. If you object to answering only part of a request for admission, specify the part to which you object and respond to the remainder.

C. If you object to a request for admission on the grounds that it calls for information that is privileged or otherwise protected from discovery, state the basis for the claim of privilege or protection, and identify each person who participated in the privileged communication, the date of the communication, the form of the communication (written or oral), and its subject matter.

D. The capitalization of words is used only as an aid and is not required for application of the definitions set out above.

REQUESTS FOR ADMISSIONS

REQUEST FOR ADMISSION NO. 1:

Admit that YOU did not USE the 997 MARK for handbags before March 5, 2005.

REQUEST FOR ADMISSION NO. 2:

Admit that YOU did not USE the 997 MARK for tote bags before March 5, 2005.

REQUEST FOR ADMISSION NO. 3:

Admit that YOU did not USE the 997 MARK for traveling bags before March 5, 2005.

REQUEST FOR ADMISSION NO. 4:

Admit that YOU did not USE the 997 MARK for shoulder bags before March 5, 2005.

REQUEST FOR ADMISSION NO. 5:

Admit that YOU did not USE the 997 MARK for clutch purses before March 5, 2005.

REQUEST FOR ADMISSION NO. 6:

Admit that YOU did not USE the 997 MARK for all-purpose athletic bags before March 5, 2005.

REQUEST FOR ADMISSION NO. 7:

Admit that YOU did not USE the 997 MARK for backpacks before March 5, 2005.

REQUEST FOR ADMISSION NO. 8:

Admit that YOU did not USE the 997 MARK for wallets before March 5, 2005.

REQUEST FOR ADMISSION NO. 9:

Admit that YOU did not USE the 997 MARK for coin purses before March 5, 2005.

REQUEST FOR ADMISSION NO. 10:

Admit that YOU did not USE the 997 MARK for cosmetic bags sold empty before March 5, 2005.

REQUEST FOR ADMISSION NO. 11:

Admit that YOU did not USE the 997 MARK for bras before March 5, 2005.

REQUEST FOR ADMISSION NO. 12:

Admit that YOU did not USE the 997 MARK for panties before March 5, 2005.

REQUEST FOR ADMISSION NO. 13:

Admit that YOU did not USE the 997 MARK for slips before March 5, 2005.

REQUEST FOR ADMISSION NO. 14:

Admit that YOU did not USE the 997 MARK for camisoles before March 5, 2005.

REQUEST FOR ADMISSION NO. 15:

Admit that YOU did not USE the 997 MARK for teddies before March 5, 2005.

REQUEST FOR ADMISSION NO. 16:

Admit that YOU did not USE the 997 MARK for nightgowns before March 5, 2005.

REQUEST FOR ADMISSION NO. 17:

Admit that YOU did not USE the 997 MARK for pajamas before March 5, 2005.

REQUEST FOR ADMISSION NO. 18:

Admit that YOU did not USE the 997 MARK for sleep shirts before March 5, 2005.

REQUEST FOR ADMISSION NO. 19:

Admit that YOU did not USE the 997 MARK for robes before March 5, 2005.

REQUEST FOR ADMISSION NO. 20:

Admit that YOU did not USE the 997 MARK for shirts before March 5, 2005.

REQUEST FOR ADMISSION NO. 21:

Admit that YOU did not USE the 997 MARK for t-shirts before March 5, 2005.

REQUEST FOR ADMISSION NO. 22:

Admit that YOU did not USE the 997 MARK for skirts before March 5, 2005.

REQUEST FOR ADMISSION NO. 23:

Admit that YOU did not USE the 997 MARK for swimwear before March 5, 2005.

REQUEST FOR ADMISSION NO. 24:

Admit that YOU did not USE the 997 MARK for bodysuits before March 5, 2005.

REQUEST FOR ADMISSION NO. 25:

Admit that YOU did not USE the 997 MARK for tap pants before March 5, 2005.

REQUEST FOR ADMISSION NO. 26:

Admit that YOU did not USE the 997 MARK for pants before March 5, 2005.

REQUEST FOR ADMISSION NO. 27:

Admit that YOU did not USE the 997 MARK for sarongs before March 5, 2005.

REQUEST FOR ADMISSION NO. 28:

Admit that YOU did not USE the 997 MARK for garter belts before March 5, 2005.

REQUEST FOR ADMISSION NO. 29:

Admit that YOU did not USE the 997 MARK for stockings before March 5, 2005.

REQUEST FOR ADMISSION NO. 30:

Admit that YOU did not USE the 997 MARK for hosiery before March 5, 2005.

REQUEST FOR ADMISSION NO. 31:

Admit that YOU did not USE the 997 MARK for pantyhose before March 5, 2005.

REQUEST FOR ADMISSION NO. 32:

Admit that YOU did not USE the 997 MARK for socks before March 5, 2005.

REQUEST FOR ADMISSION NO. 33:

Admit that YOU did not USE the 997 MARK for footwear before March 5, 2005.

REQUEST FOR ADMISSION NO. 34:

Admit that YOU did not USE the 997 MARK for shoes before March 5, 2005.

REQUEST FOR ADMISSION NO. 35:

Admit that YOU did not USE the 997 MARK for caps before March 5, 2005.

REQUEST FOR ADMISSION NO. 36:

Admit that YOU did not USE the 997 MARK for hats before March 5, 2005.

REQUEST FOR ADMISSION NO. 37:

Admit that YOU did not USE the 997 MARK for bandannas before March 5, 2005.

REQUEST FOR ADMISSION NO. 38:

Admit that YOU did not USE the 997 MARK for scarves before March 5, 2005.

REQUEST FOR ADMISSION NO. 39:

Admit that YOU did not USE the 997 MARK for coats before March 5, 2005.

REQUEST FOR ADMISSION NO. 40:

Admit that YOU did not USE the 997 MARK for jackets before March 5, 2005.

REQUEST FOR ADMISSION NO. 41:

Admit that YOU did not USE the 997 MARK for rainwear before March 5, 2005.

REQUEST FOR ADMISSION NO. 42:

Admit that YOU did not USE the 997 MARK for gloves before March 5, 2005.

REQUEST FOR ADMISSION NO. 43:

Admit that YOU did not USE the 997 MARK for denim jeans before March 5, 2005.

REQUEST FOR ADMISSION NO. 44:

Admit that YOU did not USE the 997 MARK for tights before March 5, 2005.

REQUEST FOR ADMISSION NO. 45:

Admit that YOU did not USE the 997 MARK for teddies with garter belts before March 5, 2005.

REQUEST FOR ADMISSION NO. 46:

Admit that YOU did not USE the 241 MARK for handbags before March 5, 2005.

REQUEST FOR ADMISSION NO. 47:

Admit that YOU did not USE the 241 MARK for tote bags before March 5, 2005.

REQUEST FOR ADMISSION NO. 48:

Admit that YOU did not USE the 241 MARK for traveling bags before March 5, 2005.

REQUEST FOR ADMISSION NO. 49:

Admit that YOU did not USE the 241 MARK for shoulder bags before March 5, 2005.

REQUEST FOR ADMISSION NO. 50:

Admit that YOU did not USE the 241 MARK for clutch purses before March 5, 2005.

REQUEST FOR ADMISSION NO. 51:

Admit that YOU did not USE the 241 MARK for all-purpose athletic bags before March 5, 2005.

REQUEST FOR ADMISSION NO. 52:

Admit that YOU did not USE the 241 MARK for backpacks before March 5, 2005.

REQUEST FOR ADMISSION NO. 53:

Admit that YOU did not USE the 241 MARK for wallets before March 5, 2005.

REQUEST FOR ADMISSION NO. 54:

Admit that YOU did not USE the 241 MARK for coin purses before March 5, 2005.

REQUEST FOR ADMISSION NO. 55:

Admit that YOU did not USE the 241 MARK for cosmetic bags sold empty before March 5, 2005.

REQUEST FOR ADMISSION NO. 56:

Admit that YOU did not USE the 241 MARK for bras before March 5, 2005.

REQUEST FOR ADMISSION NO. 57:

Admit that YOU did not USE the 241 MARK for panties before March 5, 2005.

REQUEST FOR ADMISSION NO. 58:

Admit that YOU did not USE the 241 MARK for slips before March 5, 2005.

REQUEST FOR ADMISSION NO. 59:

Admit that YOU did not USE the 241 MARK for camisoles before March 5, 2005.

REQUEST FOR ADMISSION NO. 60:

Admit that YOU did not USE the 241 MARK for teddies before March 5, 2005.

REQUEST FOR ADMISSION NO. 61:

Admit that YOU did not USE the 241 MARK for nightgowns before March 5, 2005.

REQUEST FOR ADMISSION NO. 62:

Admit that YOU did not USE the 241 MARK for pajamas before March 5, 2005.

REQUEST FOR ADMISSION NO. 63:

Admit that YOU did not USE the 241 MARK for sleep shirts before March 5, 2005.

REQUEST FOR ADMISSION NO. 64:

Admit that YOU did not USE the 241 MARK for robes before March 5, 2005.

REQUEST FOR ADMISSION NO. 65:

Admit that YOU did not USE the 241 MARK for shirts before March 5, 2005.

REQUEST FOR ADMISSION NO. 66:

Admit that YOU did not USE the 241 MARK for t-shirts before March 5, 2005.

REQUEST FOR ADMISSION NO. 67:

Admit that YOU did not USE the 241 MARK for skirts before March 5, 2005.

REQUEST FOR ADMISSION NO. 68:

Admit that YOU did not USE the 241 MARK for swimwear before March 5, 2005.

REQUEST FOR ADMISSION NO. 69:

Admit that YOU did not USE the 241 MARK for bodysuits before March 5, 2005.

REQUEST FOR ADMISSION NO. 70:

Admit that YOU did not USE the 241 MARK for tap pants before March 5, 2005.

REQUEST FOR ADMISSION NO. 71:

Admit that YOU did not USE the 241 MARK for pants before March 5, 2005.

REQUEST FOR ADMISSION NO. 72:

Admit that YOU did not USE the 241 MARK for sarongs before March 5, 2005.

REQUEST FOR ADMISSION NO. 73:

Admit that YOU did not USE the 241 MARK for garter belts before March 5, 2005.

REQUEST FOR ADMISSION NO. 74:

Admit that YOU did not USE the 241 MARK for stockings before March 5, 2005.

REQUEST FOR ADMISSION NO. 75:

Admit that YOU did not USE the 241 MARK for hosiery before March 5, 2005.

REQUEST FOR ADMISSION NO. 76:

Admit that YOU did not USE the 241 MARK for pantyhose before March 5, 2005.

REQUEST FOR ADMISSION NO. 77:

Admit that YOU did not USE the 241 MARK for socks before March 5, 2005.

REQUEST FOR ADMISSION NO. 78:

Admit that YOU did not USE the 241 MARK for footwear before March 5, 2005.

REQUEST FOR ADMISSION NO. 79:

Admit that YOU did not USE the 241 MARK for shoes before March 5, 2005.

REQUEST FOR ADMISSION NO. 80:

Admit that YOU did not USE the 241 MARK for caps before March 5, 2005.

REQUEST FOR ADMISSION NO. 81:

Admit that YOU did not USE the 241 MARK for hats before March 5, 2005.

REQUEST FOR ADMISSION NO. 82:

Admit that YOU did not USE the 241 MARK for bandannas before March 5, 2005.

REQUEST FOR ADMISSION NO. 83:

Admit that YOU did not USE the 241 MARK for scarves before March 5, 2005.

REQUEST FOR ADMISSION NO. 84:

Admit that YOU did not USE the 241 MARK for coats before March 5, 2005.

REQUEST FOR ADMISSION NO. 85:

Admit that YOU did not USE the 241 MARK for jackets before March 5, 2005.

REQUEST FOR ADMISSION NO. 86:

Admit that YOU did not USE the 241 MARK for rainwear before March 5, 2005.

REQUEST FOR ADMISSION NO. 87:

Admit that YOU did not USE the 241 MARK for gloves before March 5, 2005.

REQUEST FOR ADMISSION NO. 88:

Admit that YOU did not USE the 241 MARK for denim jeans before March 5, 2005.

REQUEST FOR ADMISSION NO. 89:

Admit that YOU did not USE the 241 MARK for tights before March 5, 2005.

REQUEST FOR ADMISSION NO. 90:

Admit that YOU did not USE the 241 MARK for teddies with garters before March 5, 2005.

REQUEST FOR ADMISSION NO. 91:

Admit that YOU did not USE the 549 MARK for retail clothing boutiques before November 30, 2005.

REQUEST FOR ADMISSION NO. 92:

Admit that YOU did not USE the 997 MARK for handbags before April 1, 2004.

REQUEST FOR ADMISSION NO. 93:

Admit that YOU did not USE the 997 MARK for tote bags before April 1, 2004.

REQUEST FOR ADMISSION NO. 94:

Admit that YOU did not USE the 997 MARK for traveling bags before April 1, 2004.

REQUEST FOR ADMISSION NO. 95:

Admit that YOU did not USE the 997 MARK for shoulder bags before April 1, 2004.

REQUEST FOR ADMISSION NO. 96:

Admit that YOU did not USE the 997 MARK for clutch purses before April 1, 2004.

REQUEST FOR ADMISSION NO. 97:

Admit that YOU did not USE the 997 MARK for all-purpose athletic bags before April 1, 2004.

REQUEST FOR ADMISSION NO. 98:

Admit that YOU did not USE the 997 MARK for backpacks before April 1, 2004.

REQUEST FOR ADMISSION NO. 99:

Admit that YOU did not USE the 997 MARK for wallets before April 1, 2004.

REQUEST FOR ADMISSION NO. 100:

Admit that YOU did not USE the 997 MARK for coin purses before April 1, 2004.

REQUEST FOR ADMISSION NO. 101:

Admit that YOU did not USE the 997 MARK for cosmetic bags sold empty before April 1, 2004.

REQUEST FOR ADMISSION NO. 102:

Admit that YOU did not USE the 997 MARK for bras before April 1, 2004.

REQUEST FOR ADMISSION NO. 103:

Admit that YOU did not USE the 997 MARK for panties before April 1, 2004.

REQUEST FOR ADMISSION NO. 104:

Admit that YOU did not USE the 997 MARK for slips before April 1, 2004.

REQUEST FOR ADMISSION NO. 105:

Admit that YOU did not USE the 997 MARK for camisoles before April 1, 2004.

REQUEST FOR ADMISSION NO. 106:

Admit that YOU did not USE the 997 MARK for teddies before April 1, 2004.

REQUEST FOR ADMISSION NO. 107:

Admit that YOU did not USE the 997 MARK for nightgowns before April 1, 2004.

REQUEST FOR ADMISSION NO. 108:

Admit that YOU did not USE the 997 MARK for pajamas before April 1, 2004.

REQUEST FOR ADMISSION NO. 109:

Admit that YOU did not USE the 997 MARK for sleep shirts before April 1, 2004.

REQUEST FOR ADMISSION NO. 110:

Admit that YOU did not USE the 997 MARK for robes before April 1, 2004.

REQUEST FOR ADMISSION NO. 111:

Admit that YOU did not USE the 997 MARK for shirts before April 1, 2004.

REQUEST FOR ADMISSION NO. 112:

Admit that YOU did not USE the 997 MARK for t-shirts before April 1, 2004.

REQUEST FOR ADMISSION NO. 113:

Admit that YOU did not USE the 997 MARK for skirts before April 1, 2004.

REQUEST FOR ADMISSION NO. 114:

Admit that YOU did not USE the 997 MARK for swimwear before April 1, 2004.

REQUEST FOR ADMISSION NO. 115:

Admit that YOU did not USE the 997 MARK for bodysuits before April 1, 2004.

REQUEST FOR ADMISSION NO. 116:

Admit that YOU did not USE the 997 MARK for tap pants before April 1, 2004.

REQUEST FOR ADMISSION NO. 117:

Admit that YOU did not USE the 997 MARK for pants before April 1, 2004.

REQUEST FOR ADMISSION NO. 118:

Admit that YOU did not USE the 997 MARK for sarongs before April 1, 2004.

REQUEST FOR ADMISSION NO. 119:

Admit that YOU did not USE the 997 MARK for garter belts before April 1, 2004.

REQUEST FOR ADMISSION NO. 120:

Admit that YOU did not USE the 997 MARK for stockings before April 1, 2004.

REQUEST FOR ADMISSION NO. 121:

Admit that YOU did not USE the 997 MARK for hosiery before April 1, 2004.

REQUEST FOR ADMISSION NO. 122:

Admit that YOU did not USE the 997 MARK for pantyhose before April 1, 2004.

REQUEST FOR ADMISSION NO. 123:

Admit that YOU did not USE the 997 MARK for socks before April 1, 2004.

REQUEST FOR ADMISSION NO. 124:

Admit that YOU did not USE the 997 MARK for footwear before April 1, 2004.

REQUEST FOR ADMISSION NO. 125:

Admit that YOU did not USE the 997 MARK for shoes before April 1, 2004.

REQUEST FOR ADMISSION NO. 126:

Admit that YOU did not USE the 997 MARK for caps before April 1, 2004.

REQUEST FOR ADMISSION NO. 127:

Admit that YOU did not USE the 997 MARK for hats before April 1, 2004.

REQUEST FOR ADMISSION NO. 128:

Admit that YOU did not USE the 997 MARK for bandannas before April 1, 2004.

REQUEST FOR ADMISSION NO. 129:

Admit that YOU did not USE the 997 MARK for scarves before April 1, 2004.

REQUEST FOR ADMISSION NO. 130:

Admit that YOU did not USE the 997 MARK for coats before April 1, 2004.

REQUEST FOR ADMISSION NO. 131:

Admit that YOU did not USE the 997 MARK for jackets before April 1, 2004.

REQUEST FOR ADMISSION NO. 132:

Admit that YOU did not USE the 997 MARK for rainwear before April 1, 2004.

REQUEST FOR ADMISSION NO. 133:

Admit that YOU did not USE the 997 MARK for gloves before April 1, 2004.

REQUEST FOR ADMISSION NO. 134:

Admit that YOU did not USE the 997 MARK for denim jeans before April 1, 2004.

REQUEST FOR ADMISSION NO. 135:

Admit that YOU did not USE the 997 MARK for tights before April 1, 2004.

REQUEST FOR ADMISSION NO. 136:

Admit that YOU did not USE the 997 MARK for teddies with garter belts before April 1, 2004.

REQUEST FOR ADMISSION NO. 137:

Admit that YOU did not USE the 241 MARK for handbags before April 1, 2004.

REQUEST FOR ADMISSION NO. 138:

Admit that YOU did not USE the 241 MARK for tote bags before April 1, 2004.

REQUEST FOR ADMISSION NO. 139:

Admit that YOU did not USE the 241 MARK for traveling bags before April 1, 2004.

REQUEST FOR ADMISSION NO. 140:

Admit that YOU did not USE the 241 MARK for shoulder bags before April 1, 2004.

REQUEST FOR ADMISSION NO. 141:

Admit that YOU did not USE the 241 MARK for clutch purses before April 1, 2004.

REQUEST FOR ADMISSION NO. 142:

Admit that YOU did not USE the 241 MARK for all-purpose athletic bags before April 1, 2004.

REQUEST FOR ADMISSION NO. 143:

Admit that YOU did not USE the 241 MARK for backpacks before April 1, 2004.

REQUEST FOR ADMISSION NO. 144:

Admit that YOU did not USE the 241 MARK for wallets before April 1, 2004.

REQUEST FOR ADMISSION NO. 145:

Admit that YOU did not USE the 241 MARK for coin purses before April 1, 2004.

REQUEST FOR ADMISSION NO. 146:

Admit that YOU did not USE the 241 MARK for cosmetic bags sold empty before April 1, 2004.

REQUEST FOR ADMISSION NO. 147:

Admit that YOU did not USE the 241 MARK for bras before April 1, 2004.

REQUEST FOR ADMISSION NO. 148:

Admit that YOU did not USE the 241 MARK for panties before April 1, 2004.

REQUEST FOR ADMISSION NO. 149:

Admit that YOU did not USE the 241 MARK for slips before April 1, 2004.

REQUEST FOR ADMISSION NO. 150:

Admit that YOU did not USE the 241 MARK for camisoles before April 1, 2004.

REQUEST FOR ADMISSION NO. 151:

Admit that YOU did not USE the 241 MARK for teddies before April 1, 2004.

REQUEST FOR ADMISSION NO. 152:

Admit that YOU did not USE the 241 MARK for nightgowns before April 1, 2004.

REQUEST FOR ADMISSION NO. 153:

Admit that YOU did not USE the 241 MARK for pajamas before April 1, 2004.

REQUEST FOR ADMISSION NO. 154:

Admit that YOU did not USE the 241 MARK for sleep shirts before April 1, 2004.

REQUEST FOR ADMISSION NO. 155:

Admit that YOU did not USE the 241 MARK for robes before April 1, 2004.

REQUEST FOR ADMISSION NO. 156:

Admit that YOU did not USE the 241 MARK for shirts before April 1, 2004.

REQUEST FOR ADMISSION NO. 157:

Admit that YOU did not USE the 241 MARK for t-shirts before April 1, 2004.

REQUEST FOR ADMISSION NO. 158:

Admit that YOU did not USE the 241 MARK for skirts before April 1, 2004.

REQUEST FOR ADMISSION NO. 159:

Admit that YOU did not USE the 241 MARK for swimwear before April 1, 2004.

REQUEST FOR ADMISSION NO. 160:

Admit that YOU did not USE the 241 MARK for bodysuits before April 1, 2004.

REQUEST FOR ADMISSION NO. 161:

Admit that YOU did not USE the 241 MARK for tap pants before April 1, 2004.

REQUEST FOR ADMISSION NO. 162:

Admit that YOU did not USE the 241 MARK for pants before April 1, 2004.

REQUEST FOR ADMISSION NO. 163:

Admit that YOU did not USE the 241 MARK for sarongs before April 1, 2004.

REQUEST FOR ADMISSION NO. 164:

Admit that YOU did not USE the 241 MARK for garter belts before April 1, 2004.

REQUEST FOR ADMISSION NO. 165:

Admit that YOU did not USE the 241 MARK for stockings before April 1, 2004.

REQUEST FOR ADMISSION NO. 166:

Admit that YOU did not USE the 241 MARK for hosiery before April 1, 2004.

REQUEST FOR ADMISSION NO. 167:

Admit that YOU did not USE the 241 MARK for pantyhose before April 1, 2004.

REQUEST FOR ADMISSION NO. 168:

Admit that YOU did not USE the 241 MARK for socks before April 1, 2004.

REQUEST FOR ADMISSION NO. 169:

Admit that YOU did not USE the 241 MARK for footwear before April 1, 2004.

REQUEST FOR ADMISSION NO. 170:

Admit that YOU did not USE the 241 MARK for shoes before April 1, 2004.

REQUEST FOR ADMISSION NO. 171:

Admit that YOU did not USE the 241 MARK for caps before April 1, 2004.

REQUEST FOR ADMISSION NO. 172:

Admit that YOU did not USE the 241 MARK for hats before April 1, 2004.

REQUEST FOR ADMISSION NO. 173:

Admit that YOU did not USE the 241 MARK for bandannas before April 1, 2004.

REQUEST FOR ADMISSION NO. 174:

Admit that YOU did not USE the 241 MARK for scarves before April 1, 2004.

REQUEST FOR ADMISSION NO. 175:

Admit that YOU did not USE the 241 MARK for coats before April 1, 2004.

REQUEST FOR ADMISSION NO. 176:

Admit that YOU did not USE the 241 MARK for jackets before April 1, 2004.

REQUEST FOR ADMISSION NO. 177:

Admit that YOU did not USE the 241 MARK for rainwear before April 1, 2004.

REQUEST FOR ADMISSION NO. 178:

Admit that YOU did not USE the 241 MARK for gloves before April 1, 2004.

REQUEST FOR ADMISSION NO. 179:

Admit that YOU did not USE the 241 MARK for denim jeans before April 1, 2004.

REQUEST FOR ADMISSION NO. 180:

Admit that YOU did not USE the 241 MARK for tights before April 1, 2004.

REQUEST FOR ADMISSION NO. 181:

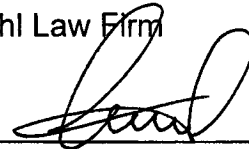
Admit that YOU did not USE the 241 MARK for teddies with garters before April 1, 2004.

REQUEST FOR ADMISSION NO. 182:

Admit that YOU did not USE the 549 MARK for retail clothing boutiques before October 1, 2005.

Stahl Law Firm

Date: August 2, 2007



Norbert Stahl, Esq.
Registration No. 44,350

Attorney for Petitioner
LIVE VENTURES INC.

Correspondence Address:

Stahl Law Firm
2 Meadowsweet Lane
San Carlos, CA 94070
(650) 802-8800 (phone)
(650) 802-8484 (fax)

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing PETITIONER'S FIRST SET OF REQUESTS FOR ADMISSIONS TO REGISTRANT SAROJ INTERNATIONAL has been served on Gary L. Eastman, Esq., Attorney for Registrant Saroj International, Inc., by mailing said copy on August 2, 2007, via First Class Mail, postage prepaid, to: Gary L. Eastman, APLC, 707 Broadway Street, Suite 1800, San Diego, California 92101.

Date: August 2, 2007

Stahl Law Firm



Norbert Stahl, Esq.
Registration No. 44,350

Attorney for Petitioner
LIVE VENTURES INC.

Correspondence Address:

Stahl Law Firm
2 Meadowsweet Lane
San Carlos, CA 94070
(650) 802-8800 (phone)
(650) 802-8484 (fax)

Cancellation No.: 92047661

LIVE VENTURES, INC. v. SAROJ INTERNATIONAL, INC.

Party Offering Exhibit: Live Ventures, Inc.

EXHIBIT B

TRADEMARK

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

LIVE VENTURES, INC.

Petitioner,

Adv.

SAROJ INTERNATIONAL, INC.

Registrant.

CANCELLATION NO: 92047661

Registration No: 3143997

Registration No: 3147241

Registration No: 3158549

**REGISTRANT SAROJ INTERNATIONAL, INC.'S
RESPONSE TO PETITIONER'S FIRST SET OF REQUESTS FOR
ADMISSIONS**

I. General Objections

The following general objections are continuing in nature and shall apply to each Request and shall be incorporated into each response. Each individual Response is made subject to, and without waiver of, such general objection.

1. Saroj International, Inc.'s Responses herein are based upon the facts it knows at this time. Saroj International, Inc. may become aware of additional data, documentation and/or other and more specific facts which may be material to its Responses herein. Accordingly, Saroj International, Inc. reserves its rights to supplement or modify these Responses, in its sole discretion.

2. Saroj International, Inc. objects generally to the First Set as overly broad, unduly and oppressive insofar as Petitioner seeks to discover information about matters not relevant to the subject matter of this action, and not reasonably calculated to lead to the discovery of admissible evidence. Without waiver of its objections, Saroj International, Inc. will respond to the extent the First Set is relevant to the subject matter of this action, or is reasonably calculated to lead to the discovery of admissible evidence.

3. Saroj International, Inc. objects generally to the First Set insofar as it may be construed as calling for the disclosure of material or information

which is privileged and/or reflect attorney work product. To the extent Responses would include privileged or protected information, Saroj International, Inc. will not respond.

4. Saroj International, Inc. objects generally to the First Set as overly broad, unduly burdensome, oppressive, vague, ambiguous and uncertain insofar as the instructions and definitions used in the First Set purport to impose obligations on Saroj International, Inc. beyond the scope of Rule 33. Without waiver of its objections, Saroj International, Inc. will respond consistent with the requirements of Rule 33.

5. Saroj International, Inc. objects generally to the First Set as overly broad, unduly burdensome and oppressive insofar as information requested is not clearly identified or is not identified with sufficient particularity. Without waiver of its objections, Saroj International, Inc. has made reasonable interpretations of Petitioner's intended meanings, and will respond accordingly to such interpretations as set forth below.

6. Saroj International, Inc. objects generally to the First Set to the extent that does not specify a time period for any of the information sought.

7. Saroj International, Inc. objects generally to the First Set as overly broad, unduly burdensome and oppressive insofar as information requested is keenly proprietary and represents trade secret information under State and Federal Law including the Uniform Trades Secrets Act, the disclosure of

which will not be made unless a suitable Protective Order is in place.

II. Responses to Requests for Admissions

REQUEST FOR ADMISSION NO. 1

Admit that YOU did not USE the 997 MARK for handbags before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 1

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 2

Admit that YOU did not USE the 997 MARK for tote bags before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 2

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such

supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 3

Admit that YOU did not USE the 997 MARK for traveling bags before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 3

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 4

Admit that YOU did not USE the 997 MARK for shoulder bags before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 4

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 5

Admit that YOU did not USE the 997 MARK for clutch purses before

March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 5

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 6

Admit that YOU did not USE the 997 MARK for all-purpose athletic bags before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 6

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 7

Admit that YOU did not USE the 997 MARK for backpacks before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 7

Saroj International, Inc. has made a diligent inquiry, and despite such

inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 8

Admit that YOU did not USE the 997 MARK for wallets before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 8

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 9

Admit that YOU did not USE the 997 MARK for coin purses before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 9

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such

supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 10

Admit that YOU did not USE the 997 MARK for cosmetic bags sold empty before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 10

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 11

Admit that YOU did not USE the 997 MARK for bras before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 11

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 12

Admit that YOU did not USE the 997 MARK for panties before March

5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 12

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 13

Admit that YOU did not USE the 997 MARK for slips before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 13

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 14

Admit that YOU did not USE the 997 MARK for camisoles before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 14

Saroj International, Inc. has made a diligent inquiry, and despite such

inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 15

Admit that YOU did not USE the 997 MARK for teddies before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 15

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 16

Admit that YOU did not USE the 997 MARK for nightgowns before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 16

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such

supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 17

Admit that YOU did not USE the 997 MARK for pajamas before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 17

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 18

Admit that YOU did not USE the 997 MARK for sleep shirts before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 18

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 19

Admit that YOU did not USE the 997 MARK for robes before March 5,

2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 19

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 20

Admit that YOU did not USE the 997 MARK for shirts before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 20

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 21

Admit that YOU did not USE the 997 MARK for t-shirts before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 21

Saroj International, Inc. has made a diligent inquiry, and despite such

inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 22

Admit that YOU did not USE the 997 MARK for skirts before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 22

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 23

Admit that YOU did not USE the 997 MARK for swimwear before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 23

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such

supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 24

Admit that YOU did not USE the 997 MARK for bodysuits before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 24

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 25

Admit that YOU did not USE the 997 MARK for tap pants before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 25

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 26

Admit that YOU did not USE the 997 MARK for pants before March 5,

2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 26

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 27

Admit that YOU did not USE the 997 MARK for sarongs before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 27

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 28

Admit that YOU did not USE the 997 MARK for garter belts before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 28

Saroj International, Inc. has made a diligent inquiry, and despite such

inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 29

Admit that YOU did not USE the 997 MARK for stockings before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 29

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 30

Admit that YOU did not USE the 997 MARK for hosiery before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 30

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such

supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 31

Admit that YOU did not USE the 997 MARK for pantyhose before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 31

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 32

Admit that YOU did not USE the 997 MARK for socks before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 32

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 33

Admit that YOU did not USE the 997 MARK for footwear before

March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 33

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 34

Admit that YOU did not USE the 997 MARK for shoes before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 34

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 35

Admit that YOU did not USE the 997 MARK for caps before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 35

Saroj International, Inc. has made a diligent inquiry, and despite such

inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 36

Admit that YOU did not USE the 997 MARK for hats before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 36

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 37

Admit that YOU did not USE the 997 MARK for bandannas before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 37

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such

supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 38

Admit that YOU did not USE the 997 MARK for scarves before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 38

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 39

Admit that YOU did not USE the 997 MARK for coats before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 39

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 40

Admit that YOU did not USE the 997 MARK for jackets before March

5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 40

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 41

Admit that YOU did not USE the 997 MARK for rainwear before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 41

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 42

Admit that YOU did not USE the 997 MARK for gloves before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 42

Saroj International, Inc. has made a diligent inquiry, and despite such

inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 43

Admit that YOU did not USE the 997 MARK for denim jeans before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 43

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 44

Admit that YOU did not USE the 997 MARK for tights before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 44

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such

supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 45

Admit that YOU did not USE the 997 MARK for teddies with garter belts before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 45

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 46

Admit that YOU did not USE the 241 MARK for handbags before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 46

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 47

Admit that YOU did not USE the 241 MARK for tote bags before

March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 47

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 48

Admit that YOU did not USE the 241 MARK for traveling bags before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 48

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 49

Admit that YOU did not USE the 241 MARK for shoulder bags before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 49

Saroj International, Inc. has made a diligent inquiry, and despite such

inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 50

Admit that YOU did not USE the 241 MARK for clutch purses before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 50

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 51

Admit that YOU did not USE the 241 MARK for all-purpose athletic bags before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 51

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such

supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 52

Admit that YOU did not USE the 241 MARK for backpacks before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 52

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 53

Admit that YOU did not USE the 241 MARK for wallets before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 53

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 54

Admit that YOU did not USE the 241 MARK for coin purses before

March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 54

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 55

Admit that YOU did not USE the 241 MARK for cosmetic bags sold empty before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 55

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 56

Admit that YOU did not USE the 241 MARK for bras before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 56

Saroj International, Inc. has made a diligent inquiry, and despite such

inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 57

Admit that YOU did not USE the 241 MARK for panties before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 57

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 58

Admit that YOU did not USE the 241 MARK for slips before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 58

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such

supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 59

Admit that YOU did not USE the 241 MARK for camisoles before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 59

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 60

Admit that YOU did not USE the 241 MARK for teddies before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 60

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 61

Admit that YOU did not USE the 241 MARK for nightgowns before

March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 61

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 62

Admit that YOU did not USE the 241 MARK for pajamas before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 62

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 63

Admit that YOU did not USE the 241 MARK for sleep shirts before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 63

Saroj International, Inc. has made a diligent inquiry, and despite such

inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 64

Admit that YOU did not USE the 241 MARK for robes before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 64

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 65

Admit that YOU did not USE the 241 MARK for shirts before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 65

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such

supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 66

Admit that YOU did not USE the 241 MARK for t-shirts before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 66

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 67

Admit that YOU did not USE the 241 MARK for skirts before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 67

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 68

Admit that YOU did not USE the 241 MARK for swimwear before

March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 68

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 69

Admit that YOU did not USE the 241 MARK for bodysuits before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 69

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 70

Admit that YOU did not USE the 241 MARK for tap pants before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 70

Saroj International, Inc. has made a diligent inquiry, and despite such

inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 71

Admit that YOU did not USE the 241 MARK for pants before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 71

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 72

Admit that YOU did not USE the 241 MARK for sarongs before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 72

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such

supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 73

Admit that YOU did not USE the 241 MARK for garter belts before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 73

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 74

Admit that YOU did not USE the 241 MARK for stockings before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 74

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 75

Admit that YOU did not USE the 241 MARK for hosiery before March

5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 75

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 76

Admit that YOU did not USE the 241 MARK for pantyhose before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 76

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 77

Admit that YOU did not USE the 241 MARK for socks before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 77

Saroj International, Inc. has made a diligent inquiry, and despite such

inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 78

Admit that YOU did not USE the 241 MARK for footwear before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 78

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 79

Admit that YOU did not USE the 241 MARK for shoes before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 79

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such

supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 80

Admit that YOU did not USE the 241 MARK for caps before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 80

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 81

Admit that YOU did not USE the 241 MARK for hats before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 81

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 82

Admit that YOU did not USE the 997 MARK for bandannas before

March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 82

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 83

Admit that YOU did not USE the 241 MARK for scarves before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 83

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 84

Admit that YOU did not USE the 241 MARK for coats before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 84

Saroj International, Inc. has made a diligent inquiry, and despite such

inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 85

Admit that YOU did not USE the 241 MARK for jackets before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 85

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 86

Admit that YOU did not USE the 241 MARK for rainwear before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 86

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such

supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 87

Admit that YOU did not USE the 241 MARK for gloves before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 87

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 88

Admit that YOU did not USE the 241 MARK for denim jeans before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 88

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 89

Admit that YOU did not USE the 241 MARK for tights before March 5,

2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 89

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 90

Admit that YOU did not USE the 241 MARK for teddies with garters before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 90

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 91

Admit that YOU did not USE the 549 MARK for retail clothing boutiques before November 30, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 91

Saroj International, Inc. has made a diligent inquiry, and despite such

inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 92

Admit that YOU did not USE the 997 MARK for handbags before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 92

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 93

Admit that YOU did not USE the 997 MARK for tote bags before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 93

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such

supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 94

Admit that YOU did not USE the 997 MARK for traveling bags before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 94

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 95

Admit that YOU did not USE the 997 MARK for shoulder bags before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 95

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 96

Admit that YOU did not USE the 997 MARK for clutch purses before

April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 96

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 97

Admit that YOU did not USE the 997 MARK for all-purpose athletic bags before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 97

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 98

Admit that YOU did not USE the 997 MARK for backpacks before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 98

Saroj International, Inc. has made a diligent inquiry, and despite such

inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 99

Admit that YOU did not USE the 997 MARK for wallets before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 99

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 100

Admit that YOU did not USE the 997 MARK for coin purses before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 100

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such

supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 101

Admit that YOU did not USE the 997 MARK for cosmetic bags sold empty before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 101

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 102

Admit that YOU did not USE the 997 MARK for bras before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 102

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 103

Admit that YOU did not USE the 997 MARK for panties before April 1,

2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 103

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 104

Admit that YOU did not USE the 997 MARK for slips before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 104

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 105

Admit that YOU did not USE the 997 MARK for camisoles before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 105

Saroj International, Inc. has made a diligent inquiry, and despite such

inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 106

Admit that YOU did not USE the 997 MARK for teddies before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 106

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 107

Admit that YOU did not USE the 997 MARK for nightgowns before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 107

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such

supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 108

Admit that YOU did not USE the 997 MARK for pajamas before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 108

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 109

Admit that YOU did not USE the 997 MARK for sleep shirts before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 109

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 110

Admit that YOU did not USE the 997 MARK for robes before April 1,

2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 110

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 111

Admit that YOU did not USE the 997 MARK for shirts before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 111

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 112

Admit that YOU did not USE the 997 MARK for t-shirts before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 112

Saroj International, Inc. has made a diligent inquiry, and despite such

inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 113

Admit that YOU did not USE the 997 MARK for skirts before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 113

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 114

Admit that YOU did not USE the 997 MARK for swimwear before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 114

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such

supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 115

Admit that YOU did not USE the 997 MARK for bodysuits before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 115

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 116

Admit that YOU did not USE the 997 MARK for tap pants before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 116

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 117

Admit that YOU did not USE the 997 MARK for pants before April 1,

2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 117

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 118

Admit that YOU did not USE the 997 MARK for sarongs before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 118

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 119

Admit that YOU did not USE the 997 MARK for garter belts before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 119

Saroj International, Inc. has made a diligent inquiry, and despite such

inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 120

Admit that YOU did not USE the 997 MARK for stockings before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 120

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 121

Admit that YOU did not USE the 997 MARK for hosiery before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 121

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such

supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 122

Admit that YOU did not USE the 997 MARK for pantyhose before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 122

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 123

Admit that YOU did not USE the 997 MARK for socks before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 123

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 124

Admit that YOU did not USE the 997 MARK for footwear before April

1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 124

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 125

Admit that YOU did not USE the 997 MARK for shoes before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 125

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 126

Admit that YOU did not USE the 997 MARK for caps before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 126

Saroj International, Inc. has made a diligent inquiry, and despite such

inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 127

Admit that YOU did not USE the 997 MARK for hats before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 127

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 128

Admit that YOU did not USE the 997 MARK for bandannas before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 128

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such

supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 129

Admit that YOU did not USE the 997 MARK for scarves before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 129

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 130

Admit that YOU did not USE the 997 MARK for coats before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 130

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 131

Admit that YOU did not USE the 997 MARK for jackets before April 1,

2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 131

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 132

Admit that YOU did not USE the 997 MARK for rainwear before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 132

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 133

Admit that YOU did not USE the 997 MARK for gloves before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 133

Saroj International, Inc. has made a diligent inquiry, and despite such

inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 134

Admit that YOU did not USE the 997 MARK for denim jeans before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 134

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 135

Admit that YOU did not USE the 997 MARK for tights before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 135

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such

supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 136

Admit that YOU did not USE the 997 MARK for teddies with garter belts before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 136

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 137

Admit that YOU did not USE the 241 MARK for handbags before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 137

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 138

Admit that YOU did not USE the 241 MARK for tote bags before April

1, 2004..

RESPONSE TO REQUEST FOR ADMISSION NO. 138

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 139

Admit that YOU did not USE the 241 MARK for traveling bags before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 139

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 140

Admit that YOU did not USE the 241 MARK for shoulder bags before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 140

Saroj International, Inc. has made a diligent inquiry, and despite such

inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 141

Admit that YOU did not USE the 241 MARK for clutch purses before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 141

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 142

Admit that YOU did not USE the 241 MARK for all-purpose athletic bags before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 142

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such

supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 143

Admit that YOU did not USE the 241 MARK for backpacks before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 143

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 144

Admit that YOU did not USE the 241 MARK for wallets before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 144

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 145

Admit that YOU did not USE the 241 MARK for coin purses before

April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 145

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 146

Admit that YOU did not USE the 241 MARK for cosmetic bags sold empty before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 146

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 147

Admit that YOU did not USE the 241 MARK for bras before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 147

Saroj International, Inc. has made a diligent inquiry, and despite such

inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 148

Admit that YOU did not USE the 241 MARK for panties before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 148

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 149

Admit that YOU did not USE the 241 MARK for slips before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 149

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such

supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 150

Admit that YOU did not USE the 241 MARK for camisoles before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 150

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 151

Admit that YOU did not USE the 241 MARK for teddies before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 151

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 152

Admit that YOU did not USE the 241 MARK for nightgowns before

April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 152

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 153

Admit that YOU did not USE the 241 MARK for pajamas before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 153

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 154

Admit that YOU did not USE the 241 MARK for sleep shirts before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 154

Saroj International, Inc. has made a diligent inquiry, and despite such

inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 155

Admit that YOU did not USE the 241 MARK for robes before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 155

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 156

Admit that YOU did not USE the 241 MARK for shirts before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 156

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such

supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 157

Admit that YOU did not USE the 241 MARK for t-shirts before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 157

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 158

Admit that YOU did not USE the 241 MARK for skirts before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 158

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 159

Admit that YOU did not USE the 241 MARK for swimwear before April

1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 159

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 160

Admit that YOU did not USE the 241 MARK for bodysuits before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 160

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 161

Admit that YOU did not USE the 241 MARK for tap pants before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 161

Saroj International, Inc. has made a diligent inquiry, and despite such

inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 162

Admit that YOU did not USE the 241 MARK for pants before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 162

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 163

Admit that YOU did not USE the 241 MARK for sarongs before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 163

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such

supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 164

Admit that YOU did not USE the 241 MARK for garter belts before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 164

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 165

Admit that YOU did not USE the 241 MARK for stockings before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 165

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 166

Admit that YOU did not USE the 241 MARK for hosiery before April 1,

2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 166

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 167

Admit that YOU did not USE the 241 MARK for pantyhose before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 167

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 168

Admit that YOU did not USE the 241 MARK for socks before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 168

Saroj International, Inc. has made a diligent inquiry, and despite such

inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 169

Admit that YOU did not USE the 241 MARK for footwear before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 169

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 170

Admit that YOU did not USE the 241 MARK for shoes before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 170

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such

supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 171

Admit that YOU did not USE the 241 MARK for caps before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 171

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 172

Admit that YOU did not USE the 241 MARK for hats before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 172

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 173

Admit that YOU did not USE the 997 MARK for bandannas before

April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 173

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 174

Admit that YOU did not USE the 241 MARK for scarves before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 174

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 175

Admit that YOU did not USE the 241 MARK for coats before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 175

Saroj International, Inc. has made a diligent inquiry, and despite such

inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 176

Admit that YOU did not USE the 241 MARK for jackets before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 176

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 177

Admit that YOU did not USE the 241 MARK for rainwear before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 177

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such

supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 178

Admit that YOU did not USE the 241 MARK for gloves before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 178

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 179

Admit that YOU did not USE the 241 MARK for denim jeans before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 179

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 180

Admit that YOU did not USE the 241 MARK for tights before April 1,

2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 180

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 181

Admit that YOU did not USE the 241 MARK for teddies with garters before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 181

Saroj International, Inc. has made a diligent inquiry, and despite such inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

REQUEST FOR ADMISSION NO. 182

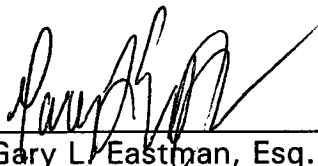
Admit that YOU did not USE the 549 MARK for retail clothing boutiques before October 1, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 182

Saroj International, Inc. has made a diligent inquiry, and despite such

inquiry, is unable to admit or deny the contents of this paragraph at this time. Saroj International, Inc. will honor its duty to provide supplement discovery Responses under FRCP 26(E)(1), and shall provide such supplemental Responses when appropriate.

Dated: September 6, 2007

By: 

Gary L. Eastman, Esq.
Attorney for Registrant Saroj International, Inc.
Registration No. 41,005

GARY L. EASTMAN, APLC
707 Broadway Street, Suite 1800
San Diego, California 92101
Telephone: (619) 230-1144
Facsimile: (619) 230-1194

CERTIFICATE OF SERVICE

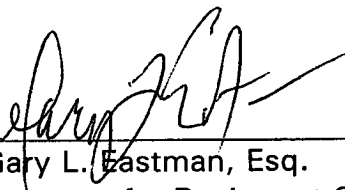
I hereby certify that a true and complete copy of the foregoing Response to First Set of Requests for Admissions has been served on PETITIONER LIVE VENTURES, INC. by

mailing said copy on September 6 2007 via First Class Mail, postage prepaid to:

NORBERT STAHL, ESQ
STAHL LAW FIRM
2 MEADOWS LANE
SAN CARLOS, CALIFORNIA 94070.

Dated: September 6, 2007

By: _____


Gary L. Eastman, Esq.
Attorney for Registrant Saroj International, Inc.
Registration No. 41,005

Cancellation No.: 92047661

LIVE VENTURES, INC. v. SAROJ INTERNATIONAL, INC.

Party Offering Exhibit: Live Ventures, Inc.

EXHIBIT C

Sep 07 07 09:40a

Gary L Eastman, APLC

619-230-1194

p.2

GARY L. EASTMAN, APLC

Focusing on Start-Up and
Emerging Company Counseling
Patent, Trademark, Copyright
and Related Litigation

707 Broadway Street, Suite 1800
San Diego, California 92101
Telephone (619) 230-1144
Facsimile (619) 230-1194

GARY L. EASTMAN, Esq.
Registered Patent Attorney

garyeastman@sbcglobal.net

Via Facsimile (650) 802-8484 & U.S. Mail

September 7, 2007

NORBERT STAHL, ESQ,
STAHL LAW FIRM
2 MEADOWS LANE
SAN CARLOS, CALIFORNIA 94070

RE: United States Federal Trademark Registrations
of Saroj International, Inc. (3143997, 3147241, and 3158549
Petition for Cancellation by Live Ventures, Inc. No. 92047661

Dear Mr. Stahl:

We are in receipt of your Discovery (First Set) propounded August 2, 2007, which included Requests for Admissions, Requests for Production of Documents, and Interrogatories. We are conducting our investigations, and have prepared and timely served Responses to the First Set. However, please note that Mr. Jaivin Karnani, the principal of Saroj International, Inc. was out of the country for most of the month of August. As a result, our investigation is ongoing and each of the Responses will likely be supplemented.

Please feel free to contact me to discuss this matter further.

Very truly yours,


Gary L. Eastman

GLE:

Cancellation No.: 92047661

LIVE VENTURES, INC. v. SAROJ INTERNATIONAL, INC.

Party Offering Exhibit: Live Ventures, Inc.

EXHIBIT D



Print - Close Window

Date: Mon, 17 Sep 2007 15:01:50 -0700 (PDT)
From: nstahl@patentlawservice.com
Subject: Live Ventures v Saroj
To: "Gary Eastman" <garyeastman@sbcglobal.net>

Dear Mr. Eastman:

As discussed earlier today, you will email pdf versions of Saroj's fully supplemented responses to Live Ventures Interrogatories, Requests for Admissions and Document Requests to me by 5 pm today. You will send today all documents and things that are responsive to Live Ventures document requests for delivery tomorrow by FedEx. Please provide the FedEx tracking number by email today.

I reiterate that you have promised me fully updated responses first by last Friday, then by today, and now by tomorrow. The pattern is unmistakable and I confirm that if we do not receive the full responses as promised by you personally today, following two false representations on this subject last week, we will move for an order compelling such responses.

With best regards,

Norbert Stahl

Norbert Stahl, Esq.
Stahl Law Firm
2 Meadowsweet Ln
San Carlos, CA 94070
(650) 802-8800 (phone)
(650) 802-8484 (fax)
www.patentlawservice.com

NOTICE: This communication may contain information that is privileged or protected by law. If you have received this communication in error, please advise the sender by reply email and immediately delete the message and any attachments without copying or disclosing the contents and please destroy any hard copies made. No privilege or protection is waived. Thank you.

Cancellation No.: 92047661

LIVE VENTURES, INC. v. SAROJ INTERNATIONAL, INC.

Party Offering Exhibit: Live Ventures, Inc.

EXHIBIT E



Print - Close Window

From: "Gary Eastman" <garyeastman@sbcglobal.net>
To: nstahl@patentlawservice.com
CC: "'Gary Eastman'" <garyeastman@sbcglobal.net>
Subject: RE: Live Ventures v Saroj
Date: Mon, 17 Sep 2007 17:40:56 -0700

Mr. Stahl:

Per our earlier discussion, the documents to be produced at this time are contained in the following:

FEDEX Tracking No.: 7924-2057-0025 to be delivered to your office address tomorrow, September 18, 2007.

I am awaiting execution of the supplemental responses from Mr. Karnani, and will forward immediately upon receipt.

Thank you for your courtesy.

Regards,

Gary L. Eastman, Esq., APLC
707 Broadway Street, Suite 1800
San Diego, CA 92101
(619) 230-1144
Fax (619) 230-1194
garyeastman@sbcglobal.net

This communication has been sent by a law office, and may contain confidential and/or privileged information. It is intended only for the addressee, and any further transmission of this message is not authorized. If this communication has been misdirected, please delete it immediately and email garyeastman@sbcglobal.net to report the error.

From: nstahl@patentlawservice.com [mailto:nstahl@patentlawservice.com]
Sent: Monday, September 17, 2007 3:02 PM
To: Gary Eastman
Subject: Live Ventures v Saroj

Dear Mr. Eastman:

As discussed earlier today, you will email pdf versions of Saroj's fully supplemented responses to Live Ventures Interrogatories, Requests for Admissions and Document Requests to me by 5 pm today. You will send today all documents and things that are responsive to Live Ventures document requests for delivery tomorrow by FedEx. Please provide the FedEx tracking number by email today.

I reiterate that you have promised me fully updated responses first by last Friday, then by today, and now by tomorrow. The pattern is unmistakable and I confirm that if we do not receive the full responses as promised by you personally today, following two false representations on this subject last week, we will move for an order compelling such responses.

With best regards,

Norbert Stahl

Norbert Stahl, Esq.
Stahl Law Firm
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(650) 802-8484 (fax)
www.patentlawservice.com

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Cancellation No.: 92047661

LIVE VENTURES, INC. v. SAROJ INTERNATIONAL, INC.

Party Offering Exhibit: Live Ventures, Inc.

EXHIBIT F

**SMALL BUSINESS**
Email

Print - Close Window

Date: Mon, 17 Sep 2007 19:15:57 -0700 (PDT)
From: nstahl@patentlawservice.com
Subject: RE: Live Ventures v Saroj
To: "Gary Eastman" <garyeastman@sbcglobal.net>

Dear Mr. Eastman:

You again failed to deliver the outstanding discovery as you promised. You do not even let me know when we can now expect the fully supplemented responses. Your email merely indicates that we shall have them once you have. That is not sufficient. We will now move for orders compelling discovery responses.

Sincerely,
Norbert Stahl

Gary Eastman <garyeastman@sbcglobal.net> wrote:

Mr. Stahl:

Per our earlier discussion, the documents to be produced at this time are contained in the following:

FEDEX Tracking No.: 7924-2057-0025 to be delivered to your office address tomorrow, September 18, 2007.

I am awaiting execution of the supplemental responses from Mr. Karnani, and will forward immediately upon receipt.

Thank you for your courtesy.

Regards,

Gary L. Eastman, Esq., APLC
707 Broadway Street, Suite 1800
San Diego, CA 92101
(619) 230-1144
Fax (619) 230-1194
garyeastman@sbcglobal.net

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From: nstahl@patentlawservice.com [mailto:nstahl@patentlawservice.com]
Sent: Monday, September 17, 2007 3:02 PM
To: Gary Eastman
Subject: Live Ventures v Saroj

Dear Mr. Eastman:

As discussed earlier today, you will email pdf versions of Saroj's fully supplemented responses to Live Ventures Interrogatories, Requests for Admissions and Document Requests to me by 5 pm today. You will send today all documents and things that are responsive to Live Ventures document requests for delivery tomorrow by FedEx. Please provide the FedEx tracking number by email today.

I reiterate that you have promised me fully updated responses first by last Friday, then by today, and now by tomorrow. The pattern is unmistakable and I confirm that if we do not receive the full responses as promised by you personally today, following two false representations on this subject last week, we will move for an order compelling such responses.

With best regards,

Norbert Stahl

Norbert Stahl, Esq.
Stahl Law Firm
2 Meadowsweet Ln
San Carlos, CA 94070
(650) 802-8800 (phone)
(650) 802-8484 (fax)
www.patentlawservice.com

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Norbert Stahl, Esq.
Stahl Law Firm
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San Carlos, CA 94070
(650) 802-8800 (phone)
(650) 802-8484 (fax)
www.patentlawservice.com

NOTICE: This communication may contain information that is privileged or protected by law. If you have received this communication in error, please advise the sender by reply email and immediately delete the message and any attachments without copying or disclosing the contents and please destroy any hard copies made. No privilege or protection is waived. Thank you.

Cancellation No.: 92047661

LIVE VENTURES, INC. v. SAROJ INTERNATIONAL, INC.

Party Offering Exhibit: Live Ventures, Inc.

EXHIBIT G



at&t

YAHOO!

MAIL Classic

SMALL BUSINESS

Email

Print - Close Window

From: "Gary Eastman" <garyeastman@sbcglobal.net>
To: nstahl@patentlawservice.com
CC: "'Gary Eastman'" <garyeastman@sbcglobal.net>
Subject: RE: Live Ventures v Saroj
Date: Tue, 18 Sep 2007 10:04:36 -0700

Mr. Stahl:

I am a bit perplexed at the tone of your letter from yesterday evening as it is inconsistent with our telephone discussion of the same morning.

We provided timely responses to your Discovery requests. Due to the unavailability of personnel, we communicated with you directly that our Responses would be supplemented with additional information as it was discovered or became available, as is required by the Federal Rules of Civil Procedure. Since that date, we have been in periodic communication regarding our providing the supplemental Responses and information. When I spoke with you yesterday via telephone, I indicated we had collected, stamped, and were providing via FedEx documents responsive to your Requests for Production. I also indicated we were reviewing our supplemental Responses to Requests for Admission, Request for Production, and Interrogatories, and would provide you with the signed supplemental Responses immediately upon receipt.

What is perplexing is that in response to my providing you with the FedEx Tracking Number – a clear indication that we are providing you with the documents you have requested - you now feel it necessary to make motion compelling discovery responses.

This letter shall confirm that we have already sent via FedEx all documents available at this time, and will be providing you with the supplemental responses immediately upon receipt from our client, which should be no later than close of business today.

Meanwhile, should you wish to discuss this matter further, please do not hesitate to call.

Regards,

Gary L. Eastman, Esq., APLC
707 Broadway Street, Suite 1800
San Diego, CA 92101
(619) 230-1144
Fax (619) 230-1194
garyeastman@sbcglobal.net

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From: nstahl@patentlawservice.com [mailto:nstahl@patentlawservice.com]
Sent: Monday, September 17, 2007 7:16 PM
To: Gary Eastman
Subject: RE: Live Ventures v Saroj

Dear Mr. Eastman:

You again failed to deliver the outstanding discovery as you promised. You do not even let me know when we can now expect the fully supplemented responses. Your email merely indicates that we shall have them once you have. That is not sufficient. We will now move for orders compelling discovery responses.

Sincerely,
Norbert Stahl

Gary Eastman <garyeastman@sbcglobal.net> wrote:

Mr. Stahl:

Per our earlier discussion, the documents to be produced at this time are contained in the following:

FEDEX Tracking No.: 7924-2057-0025 to be delivered to your office address tomorrow, September 18, 2007.

I am awaiting execution of the supplemental responses from Mr. Karnani, and will forward immediately upon receipt.

Thank you for your courtesy.

Regards,

Gary L. Eastman, Esq., APLC
707 Broadway Street, Suite 1800
San Diego, CA 92101
(619) 230-1144
Fax (619) 230-1194
garyeastman@sbcglobal.net

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From: nstahl@patentlawservice.com [<mailto:nstahl@patentlawservice.com>]
Sent: Monday, September 17, 2007 3:02 PM
To: Gary Eastman
Subject: Live Ventures v Saroj

Dear Mr. Eastman:

As discussed earlier today, you will email pdf versions of Saroj's fully supplemented responses to Live Ventures Interrogatories, Requests for Admissions and Document Requests to me by 5 pm today. You will send today all documents and things that are responsive to Live Ventures document requests for delivery tomorrow by FedEx. Please provide the FedEx tracking number by email today.

I reiterate that you have promised me fully updated responses first by last Friday, then by today, and now by tomorrow. The pattern is unmistakable and I confirm that if we do not receive the full responses as promised by you personally today, following two false representations on this subject last week, we will move for an order compelling such responses.

With best regards,

Norbert Stahl

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Stahl Law Firm
2 Meadowsweet Ln
San Carlos , CA 94070
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Norbert Stahl, Esq.
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Cancellation No.: 92047661

LIVE VENTURES, INC. v. SAROJ INTERNATIONAL, INC.

Party Offering Exhibit: Live Ventures, Inc.

EXHIBIT H



Print - Close Window

Date: Tue, 18 Sep 2007 10:23:29 -0700 (PDT)
From: nstahl@patentlawservice.com
Subject: RE: Live Ventures v Saroj
To: "Gary Eastman" <garyeastman@sbcglobal.net>

Dear Mr. Eastman:

Your email misrepresents the facts. During our entire meet and confer process, you have misrepresented the situation and have repeatedly given me false information on when we will receive the long overdue discovery. Yesterday, you told me that we will have pdf files of all of Saroj's supplementations by 5 pm yesterday - apparently that was also false. You appear to engage in this scheme without any concern that your representations should be truthful. Had you been truthful last week, we would have filed our motion then. As things stand, we will file it this week. If we receive supplementations before we file the motion, we will consider them as appropriate. If we receive nothing, as we have repeatedly following your misrepresentations, we will file the motion as matters stand currently.

Sincerely,
Norbert Stahl

Gary Eastman <garyeastman@sbcglobal.net> wrote:

Mr. Stahl:

I am a bit perplexed at the tone of your letter from yesterday evening as it is inconsistent with our telephone discussion of the same morning.

We provided timely responses to your Discovery requests. Due to the unavailability of personnel, we communicated with you directly that our Responses would be supplemented with additional information as it was discovered or became available, as is required by the Federal Rules of Civil Procedure. Since that date, we have been in periodic communication regarding our providing the supplemental Responses and information. When I spoke with you yesterday via telephone, I indicated we had collected, stamped, and were providing via FedEx documents responsive to your Requests for Production. I also indicated we were reviewing our supplemental Responses to Requests for Admission, Request for Production, and Interrogatories, and would provide you with the signed supplemental Responses immediately upon receipt.

What is perplexing is that in response to my providing you with the FedEx Tracking Number – a clear indication that we are providing you with the documents you have requested - you now feel it necessary to make motion compelling discovery responses.

This letter shall confirm that we have already sent via FedEx all documents available at this time, and will be providing you with the supplemental responses immediately upon receipt from our client, which should be no later than close of business today.

Meanwhile, should you wish to discuss this matter further, please do not hesitate to call.

Regards,

Gary L. Eastman, Esq., APLC
707 Broadway Street, Suite 1800
San Diego, CA 92101
(619) 230-1144
Fax (619) 230-1194
garyeastman@sbcglobal.net

This communication has been sent by a law office, and may contain confidential and/or privileged information. It is intended only for the addressee, and any further transmission of this message is not authorized. If this communication has been misdirected, please delete it immediately and email garyeastman@sbcglobal.net to report the error.

From: nstahl@patentlawservice.com [mailto:nstahl@patentlawservice.com]
Sent: Monday, September 17, 2007 7:16 PM
To: Gary Eastman
Subject: RE: Live Ventures v Saroj

Dear Mr. Eastman:

You again failed to deliver the outstanding discovery as you promised. You do not even let me know when we can now expect the fully supplemented responses. Your email merely indicates that we shall have them once you have. That is not sufficient. We will now move for orders compelling discovery responses.

Sincerely,
Norbert Stahl

Gary Eastman <garyeastman@sbcglobal.net> wrote:

Mr. Stahl:

Per our earlier discussion, the documents to be produced at this time are contained in the following:

FEDEX Tracking No.: 7924-2057-0025 to be delivered to your office address tomorrow, September 18, 2007.

I am awaiting execution of the supplemental responses from Mr. Karnani, and will forward immediately upon receipt.

Thank you for your courtesy.

Regards,

Gary L. Eastman, Esq., APLC
707 Broadway Street, Suite 1800
San Diego, CA 92101
(619) 230-1144
Fax (619) 230-1194
garyeastman@sbcglobal.net

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From: nstahl@patentlawservice.com [mailto:nstahl@patentlawservice.com]
Sent: Monday, September 17, 2007 3:02 PM
To: Gary Eastman
Subject: Live Ventures v Saroj

Dear Mr. Eastman:

As discussed earlier today, you will email pdf versions of Saroj's fully supplemented responses to Live Ventures Interrogatories, Requests for Admissions and Document Requests to me by 5 pm today. You will send today all documents and things that are responsive to Live Ventures document requests for delivery tomorrow by FedEx. Please provide the FedEx tracking number by email today.

I reiterate that you have promised me fully updated responses first by last Friday, then by today, and now by tomorrow. The pattern is unmistakable and I confirm that if we do not receive the full responses as promised by you personally today, following two false representations on this subject last week, we will move for an order compelling such responses.

With best regards,

Norbert Stahl

Norbert Stahl, Esq.
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Cancellation No.: 92047661

LIVE VENTURES, INC. v. SAROJ INTERNATIONAL, INC.

Party Offering Exhibit: Live Ventures, Inc.

EXHIBIT I



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From: "Gary Eastman" <garyeastman@sbcglobal.net>
To: nstahl@patentlawservice.com
CC: "Gary Eastman" <garyeastman@sbcglobal.net>
Subject: Supplemental Discovery Responses
Date: Thu, 20 Sep 2007 20:04:23 -0700

Dear Mr. Stahl:

Attached please find PDF versions of the Supplemental Discovery Responses, including Request for Production of Documents, Interrogatories, and Requests for Admissions. Also, executed copies of the Certification pages for each of those documents are provided in TIFF format. The original documents have been placed in the mail for your records.

Thank you for your patience.

Regards,

Gary L. Eastman, Esq., APLC
707 Broadway Street, Suite 1800
San Diego, CA 92101
(619) 230-1144
Fax (619) 230-1194
garyeastman@sbcglobal.net

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No virus found in this outgoing message.

Checked by AVG Free Edition.

Version: 7.5.487 / Virus Database: 269.13.27/1020 - Release Date: 9/20/2007 12:07 PM

Attachments

Files:

-  **Saroj_Response_to_RFProduction_Set_1_First_Supp.pdf** (155k)
-  **Saroj_Response_to_Interrogatories_Set_1_First_Supp.pdf** (70k)
-  **Saroj_Response_to_RFAdmissions_Set_1_First_Supp.pdf** (144k)
-  **Saroj_Supp_RFA_Certification_001.tif** (102k)
-  **Saroj_Supp_RFP_Certification.tif** (67k)
-  **Saroj_Supp_Int_Certification.tif** (95k)

Cancellation No.: 92047661

LIVE VENTURES, INC. v. SAROJ INTERNATIONAL, INC.

Party Offering Exhibit: Live Ventures, Inc.

EXHIBIT J

TRADEMARK

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

LIVE VENTURES, INC.
Petitioner,

Adv.

SAROJ INTERNATIONAL, INC.
Registrant.

CANCELLATION NO: 92047661

Registration No: 3143997

Registration No: 3147241

Registration No: 3158549

**REGISTRANT SAROJ INTERNATIONAL, INC.'S
FIRST SUPPLEMENTAL
RESPONSE TO PETITIONER'S FIRST SET OF REQUESTS FOR
ADMISSIONS**

Registrant Saroj International's First Supplemental Response to
Petitioner's First Set of Requests for Admissions

I. General Objections

The following general objections are continuing in nature and shall apply to each Request and shall be incorporated into each response. Each individual Response is made subject to, and without waiver of, such general objection.

1. Saroj International, Inc.'s Responses herein are based upon the facts it knows at this time. Saroj International, Inc. may become aware of additional data, documentation and/or other and more specific facts which may be material to its Responses herein. Accordingly, Saroj International, Inc. reserves its rights to supplement or modify these Responses, in its sole discretion.

2. Saroj International, Inc. objects generally to the First Set as overly broad, unduly and oppressive insofar as Petitioner seeks to discover information about matters not relevant to the subject matter of this action, and not reasonably calculated to lead to the discovery of admissible evidence. Without waiver of its objections, Saroj International, Inc. will respond to the extent the First Set is relevant to the subject matter of this action, or is reasonably calculated to lead to the discovery of admissible evidence.

3. Saroj International, Inc. objects generally to the First Set insofar as it may be construed as calling for the disclosure of material or information which is privileged and/or reflect attorney work product. To the extent Responses would include privileged or protected information, Saroj International, Inc. will not respond.

4. Saroj International, Inc. objects generally to the First Set as overly broad,

unduly burdensome, oppressive, vague, ambiguous and uncertain insofar as the instructions and definitions used in the First Set purport to impose obligations on Saroj International, Inc. beyond the scope of Rule 33. Without waiver of its objections, Saroj International, Inc. will respond consistent with the requirements of Rule 33.

5. Saroj International, Inc. objects generally to the First Set as overly broad, unduly burdensome and oppressive insofar as information requested is not clearly identified or is not identified with sufficient particularity. Without waiver of its objections, Saroj International, Inc. has made reasonable interpretations of Petitioner's intended meanings, and will respond accordingly to such interpretations as set forth below.

6. Saroj International, Inc. objects generally to the First Set to the extent that does not specify a time period for any of the information sought.

7. Saroj International, Inc. objects generally to the First Set as overly broad, unduly burdensome and oppressive insofar as information requested is keenly proprietary and represents trade secret information under State and Federal Law including the Uniform Trades Secrets Act, the disclosure of which will not be made unless a suitable Protective Order is in place.

II. Responses to Requests for Admissions

REQUEST FOR ADMISSION NO. 1

Admit that YOU did not USE the 997 MARK for handbags before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 1

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 2

Admit that YOU did not USE the 997 MARK for tote bags before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 2

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 3

Admit that YOU did not USE the 997 MARK for traveling bags before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 3

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 4

Admit that YOU did not USE the 997 MARK for shoulder bags before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 4

Saroj International, Inc. admits the statement contained in this Request for

Admission.

REQUEST FOR ADMISSION NO. 5

Admit that YOU did not USE the 997 MARK for clutch purses before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 5

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 6

Admit that YOU did not USE the 997 MARK for all-purpose athletic bags before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 6

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 7

Admit that YOU did not USE the 997 MARK for backpacks before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 7

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 8

Admit that YOU did not USE the 997 MARK for wallets before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 8

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 9

Admit that YOU did not USE the 997 MARK for coin purses before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 9

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 10

Admit that YOU did not USE the 997 MARK for cosmetic bags sold empty before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 10

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 11

Admit that YOU did not USE the 997 MARK for bras before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 11

Saroj International, Inc. denies the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 12

Admit that YOU did not USE the 997 MARK for panties before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 12

Saroj International, Inc. denies the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 13

Admit that YOU did not USE the 997 MARK for slips before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 13

Saroj International, Inc. denies the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 14

Admit that YOU did not USE the 997 MARK for camisoles before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 14

Saroj International, Inc. denies the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 15

Admit that YOU did not USE the 997 MARK for teddies before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 15

Saroj International, Inc. denies the statement contained in this Request for

Admission.

REQUEST FOR ADMISSION NO. 16

Admit that YOU did not USE the 997 MARK for nightgowns before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 16

Saroj International, Inc. denies the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 17

Admit that YOU did not USE the 997 MARK for pajamas before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 17

Saroj International, Inc. denies the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 18

Admit that YOU did not USE the 997 MARK for sleep shirts before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 18

Saroj International, Inc. denies the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 19

Admit that YOU did not USE the 997 MARK for robes before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 19

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 20

Admit that YOU did not USE the 997 MARK for shirts before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 20

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 21

Admit that YOU did not USE the 997 MARK for t-shirts before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 21

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 22

Admit that YOU did not USE the 997 MARK for skirts before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 22

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 23

Admit that YOU did not USE the 997 MARK for swimwear before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 23

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 24

Admit that YOU did not USE the 997 MARK for bodysuits before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 24

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 25

Admit that YOU did not USE the 997 MARK for tap pants before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 25

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 26

Admit that YOU did not USE the 997 MARK for pants before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 26

Saroj International, Inc. admits the statement contained in this Request for

Admission.

REQUEST FOR ADMISSION NO. 27

Admit that YOU did not USE the 997 MARK for sarongs before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 27

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 28

Admit that YOU did not USE the 997 MARK for garter belts before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 28

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 29

Admit that YOU did not USE the 997 MARK for stockings before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 29

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 30

Admit that YOU did not USE the 997 MARK for hosiery before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 30

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 31

Admit that YOU did not USE the 997 MARK for pantyhose before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 31

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 32

Admit that YOU did not USE the 997 MARK for socks before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 32

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 33

Admit that YOU did not USE the 997 MARK for footwear before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 33

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 34

Admit that YOU did not USE the 997 MARK for shoes before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 34

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 35

Admit that YOU did not USE the 997 MARK for caps before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 35

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 36

Admit that YOU did not USE the 997 MARK for hats before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 36

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 37

Admit that YOU did not USE the 997 MARK for bandannas before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 37

Saroj International, Inc. admits the statement contained in this Request for

Admission.

REQUEST FOR ADMISSION NO. 38

Admit that YOU did not USE the 997 MARK for scarves before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 38

Saroj International, Inc. denies the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 39

Admit that YOU did not USE the 997 MARK for coats before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 39

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 40

Admit that YOU did not USE the 997 MARK for jackets before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 40

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 41

Admit that YOU did not USE the 997 MARK for rainwear before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 41

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 42

Admit that YOU did not USE the 997 MARK for gloves before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 42

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 43

Admit that YOU did not USE the 997 MARK for denim jeans before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 43

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 44

Admit that YOU did not USE the 997 MARK for tights before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 44

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 45

Admit that YOU did not USE the 997 MARK for teddies with garter belts before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 45

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 46

Admit that YOU did not USE the 241 MARK for handbags before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 46

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 47

Admit that YOU did not USE the 241 MARK for tote bags before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 47

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 48

Admit that YOU did not USE the 241 MARK for traveling bags before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 48

Saroj International, Inc. admits the statement contained in this Request for

Admission.

REQUEST FOR ADMISSION NO. 49

Admit that YOU did not USE the 241 MARK for shoulder bags before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 49

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 50

Admit that YOU did not USE the 241 MARK for clutch purses before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 50

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 51

Admit that YOU did not USE the 241 MARK for all-purpose athletic bags before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 51

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 52

Admit that YOU did not USE the 241 MARK for backpacks before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 52

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 53

Admit that YOU did not USE the 241 MARK for wallets before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 53

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 54

Admit that YOU did not USE the 241 MARK for coin purses before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 54

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 55

Admit that YOU did not USE the 241 MARK for cosmetic bags sold empty before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 55

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 56

Admit that YOU did not USE the 241 MARK for bras before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 56

Saroj International, Inc. denies the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 57

Admit that YOU did not USE the 241 MARK for panties before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 57

Saroj International, Inc. denies the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 58

Admit that YOU did not USE the 241 MARK for slips before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 58

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 59

Admit that YOU did not USE the 241 MARK for camisoles before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 59

Saroj International, Inc. denies the statement contained in this Request for

Admission.

REQUEST FOR ADMISSION NO. 60

Admit that YOU did not USE the 241 MARK for teddies before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 60

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 61

Admit that YOU did not USE the 241 MARK for nightgowns before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 61

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 62

Admit that YOU did not USE the 241 MARK for pajamas before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 62

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 63

Admit that YOU did not USE the 241 MARK for sleep shirts before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 63

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 64

Admit that YOU did not USE the 241 MARK for robes before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 64

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 65

Admit that YOU did not USE the 241 MARK for shirts before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 65

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 66

Admit that YOU did not USE the 241 MARK for t-shirts before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 66

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 67

Admit that YOU did not USE the 241 MARK for skirts before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 67

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 68

Admit that YOU did not USE the 241 MARK for swimwear before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 68

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 69

Admit that YOU did not USE the 241 MARK for bodysuits before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 69

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 70

Admit that YOU did not USE the 241 MARK for tap pants before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 70

Saroj International, Inc. admits the statement contained in this Request for

Admission.

REQUEST FOR ADMISSION NO. 71

Admit that YOU did not USE the 241 MARK for pants before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 71

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 72

Admit that YOU did not USE the 241 MARK for sarongs before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 72

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 73

Admit that YOU did not USE the 241 MARK for garter belts before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 73

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 74

Admit that YOU did not USE the 241 MARK for stockings before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 74

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 75

Admit that YOU did not USE the 241 MARK for hosiery before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 75

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 76

Admit that YOU did not USE the 241 MARK for pantyhose before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 76

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 77

Admit that YOU did not USE the 241 MARK for socks before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 77

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 78

Admit that YOU did not USE the 241 MARK for footwear before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 78

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 79

Admit that YOU did not USE the 241 MARK for shoes before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 79

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 80

Admit that YOU did not USE the 241 MARK for caps before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 80

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 81

Admit that YOU did not USE the 241 MARK for hats before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 81

Saroj International, Inc. admits the statement contained in this Request for

Admission.

REQUEST FOR ADMISSION NO. 82

Admit that YOU did not USE the 997 MARK for bandannas before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 82

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 83

Admit that YOU did not USE the 241 MARK for scarves before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 83

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 84

Admit that YOU did not USE the 241 MARK for coats before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 84

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 85

Admit that YOU did not USE the 241 MARK for jackets before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 85

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 86

Admit that YOU did not USE the 241 MARK for rainwear before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 86

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 87

Admit that YOU did not USE the 241 MARK for gloves before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 87

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 88

Admit that YOU did not USE the 241 MARK for denim jeans before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 88

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 89

Admit that YOU did not USE the 241 MARK for tights before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 89

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 90

Admit that YOU did not USE the 241 MARK for teddies with garters before March 5, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 90

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 91

Admit that YOU did not USE the 549 MARK for retail clothing boutiques before November 30, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 91

Saroj International, Inc. denies the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 92

Admit that YOU did not USE the 997 MARK for handbags before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 92

Saroj International, Inc. admits the statement contained in this Request for

Admission.

REQUEST FOR ADMISSION NO. 93

Admit that YOU did not USE the 997 MARK for tote bags before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 93

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 94

Admit that YOU did not USE the 997 MARK for traveling bags before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 94

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 95

Admit that YOU did not USE the 997 MARK for shoulder bags before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 95

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 96

Admit that YOU did not USE the 997 MARK for clutch purses before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 96

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 97

Admit that YOU did not USE the 997 MARK for all-purpose athletic bags before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 97

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 98

Admit that YOU did not USE the 997 MARK for backpacks before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 98

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 99

Admit that YOU did not USE the 997 MARK for wallets before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 99

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 100

Admit that YOU did not USE the 997 MARK for coin purses before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 100

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 101

Admit that YOU did not USE the 997 MARK for cosmetic bags sold empty before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 101

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 102

Admit that YOU did not USE the 997 MARK for bras before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 102

Saroj International, Inc. denies the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 103

Admit that YOU did not USE the 997 MARK for panties before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 103

Saroj International, Inc. denies the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 104

Admit that YOU did not USE the 997 MARK for slips before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 104

Saroj International, Inc. denies the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 105

Admit that YOU did not USE the 997 MARK for camisoles before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 105

Saroj International, Inc. denies the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 106

Admit that YOU did not USE the 997 MARK for teddies before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 106

Saroj International, Inc. denies the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 107

Admit that YOU did not USE the 997 MARK for nightgowns before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 107

Saroj International, Inc. denies the statement contained in this Request for

Admission.

REQUEST FOR ADMISSION NO. 108

Admit that YOU did not USE the 997 MARK for pajamas before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 108

Saroj International, Inc. denies the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 109

Admit that YOU did not USE the 997 MARK for sleep shirts before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 109

Saroj International, Inc. denies the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 110

Admit that YOU did not USE the 997 MARK for robes before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 110

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 111

Admit that YOU did not USE the 997 MARK for shirts before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 111

Saroj International, Inc. admits the statement contained in this Request for

Admission.

REQUEST FOR ADMISSION NO. 112

Admit that YOU did not USE the 997 MARK for t-shirts before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 112

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 113

Admit that YOU did not USE the 997 MARK for skirts before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 113

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 114

Admit that YOU did not USE the 997 MARK for swimwear before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 114

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 115

Admit that YOU did not USE the 997 MARK for bodysuits before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 115

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 116

Admit that YOU did not USE the 997 MARK for tap pants before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 116

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 117

Admit that YOU did not USE the 997 MARK for pants before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 117

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 118

Admit that YOU did not USE the 997 MARK for sarongs before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 118

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 119

Admit that YOU did not USE the 997 MARK for garter belts before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 119

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 120

Admit that YOU did not USE the 997 MARK for stockings before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 120

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 121

Admit that YOU did not USE the 997 MARK for hosiery before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 121

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 122

Admit that YOU did not USE the 997 MARK for pantyhose before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 122

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 123

Admit that YOU did not USE the 997 MARK for socks before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 123

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 124

Admit that YOU did not USE the 997 MARK for footwear before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 124

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 125

Admit that YOU did not USE the 997 MARK for shoes before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 125

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 126

Admit that YOU did not USE the 997 MARK for caps before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 126

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 127

Admit that YOU did not USE the 997 MARK for hats before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 127

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 128

Admit that YOU did not USE the 997 MARK for bandannas before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 128

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 129

Admit that YOU did not USE the 997 MARK for scarves before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 129

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 130

Admit that YOU did not USE the 997 MARK for coats before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 130

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 131

Admit that YOU did not USE the 997 MARK for jackets before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 131

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 132

Admit that YOU did not USE the 997 MARK for rainwear before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 132

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 133

Admit that YOU did not USE the 997 MARK for gloves before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 133

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 134

Admit that YOU did not USE the 997 MARK for denim jeans before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 134

Saroj International, Inc. admits the statement contained in this Request for

Admission.

REQUEST FOR ADMISSION NO. 135

Admit that YOU did not USE the 997 MARK for tights before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 135

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 136

Admit that YOU did not USE the 997 MARK for teddies with garter belts before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 136

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 137

Admit that YOU did not USE the 241 MARK for handbags before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 137

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 138

Admit that YOU did not USE the 241 MARK for tote bags before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 138

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 139

Admit that YOU did not USE the 241 MARK for traveling bags before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 139

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 140

Admit that YOU did not USE the 241 MARK for shoulder bags before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 140

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 141

Admit that YOU did not USE the 241 MARK for clutch purses before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 141

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 142

Admit that YOU did not USE the 241 MARK for all-purpose athletic bags

before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 142

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 143

Admit that YOU did not USE the 241 MARK for backpacks before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 143

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 144

Admit that YOU did not USE the 241 MARK for wallets before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 144

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 145

Admit that YOU did not USE the 241 MARK for coin purses before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 145

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 146

Admit that YOU did not USE the 241 MARK for cosmetic bags sold empty before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 146

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 147

Admit that YOU did not USE the 241 MARK for bras before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 147

Saroj International, Inc. denies the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 148

Admit that YOU did not USE the 241 MARK for panties before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 148

Saroj International, Inc. denies the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 149

Admit that YOU did not USE the 241 MARK for slips before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 149

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 150

Admit that YOU did not USE the 241 MARK for camisoles before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 150

Saroj International, Inc. denies the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 151

Admit that YOU did not USE the 241 MARK for teddies before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 151

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 152

Admit that YOU did not USE the 241 MARK for nightgowns before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 152

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 153

Admit that YOU did not USE the 241 MARK for pajamas before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 153

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 154

Admit that YOU did not USE the 241 MARK for sleep shirts before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 154

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 155

Admit that YOU did not USE the 241 MARK for robes before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 155

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 156

Admit that YOU did not USE the 241 MARK for shirts before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 156

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 157

Admit that YOU did not USE the 241 MARK for t-shirts before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 157

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 158

Admit that YOU did not USE the 241 MARK for skirts before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 158

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 159

Admit that YOU did not USE the 241 MARK for swimwear before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 159

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 160

Admit that YOU did not USE the 241 MARK for bodysuits before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 160

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 161

Admit that YOU did not USE the 241 MARK for tap pants before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 161

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 162

Admit that YOU did not USE the 241 MARK for pants before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 162

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 163

Admit that YOU did not USE the 241 MARK for sarongs before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 163

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 164

Admit that YOU did not USE the 241 MARK for garter belts before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 164

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 165

Admit that YOU did not USE the 241 MARK for stockings before April 1,

2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 165

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 166

Admit that YOU did not USE the 241 MARK for hosiery before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 166

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 167

Admit that YOU did not USE the 241 MARK for pantyhose before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 167

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 168

Admit that YOU did not USE the 241 MARK for socks before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 168

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 169

Admit that YOU did not USE the 241 MARK for footwear before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 169

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 170

Admit that YOU did not USE the 241 MARK for shoes before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 170

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 171

Admit that YOU did not USE the 241 MARK for caps before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 171

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 172

Admit that YOU did not USE the 241 MARK for hats before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 172

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 173

Admit that YOU did not USE the 997 MARK for bandannas before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 173

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 174

Admit that YOU did not USE the 241 MARK for scarves before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 174

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 175

Admit that YOU did not USE the 241 MARK for coats before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 175

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 176

Admit that YOU did not USE the 241 MARK for jackets before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 176

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 177

Admit that YOU did not USE the 241 MARK for rainwear before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 177

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 178

Admit that YOU did not USE the 241 MARK for gloves before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 178

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 179

Admit that YOU did not USE the 241 MARK for denim jeans before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 179

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 180

Admit that YOU did not USE the 241 MARK for tights before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 180

Saroj International, Inc. admits the statement contained in this Request for

Admission.

REQUEST FOR ADMISSION NO. 181

Admit that YOU did not USE the 241 MARK for teddies with garters before April 1, 2004.

RESPONSE TO REQUEST FOR ADMISSION NO. 181

Saroj International, Inc. admits the statement contained in this Request for Admission.

REQUEST FOR ADMISSION NO. 182

Admit that YOU did not USE the 549 MARK for retail clothing boutiques before October 1, 2005.

RESPONSE TO REQUEST FOR ADMISSION NO. 182

Saroj International, Inc. denies the statement contained in this Request for Admission.

Dated: September _____, 2007

By: _____
Gary L. Eastman, Esq.
Attorney for Registrant Saroj International, Inc.
Registration No. 41,005

GARY L. EASTMAN, APLC
707 Broadway Street, Suite 1800
San Diego, California 92101
Telephone: (619) 230-1144
Facsimile: (619) 230-1194

Certification

Registrant Saroj International's First Supplemental Response to
Petitioner's First Set of Requests for Admissions

I, Jaivin Karnani, am an Officer of Saroj International, Inc., and in that capacity, have provided responses to the above Requests for Admissions. The above responses are made following reasonable inquiry and investigation. I swear under the penalty of perjury that the above is true and correct.

Dated: September _____, 2007

Jaivin Karnani

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy
of the foregoing FIRST SUPPLEMENTAL
Response to First Set of Requests for
Admissions has been served on
PETITIONER LIVE VENTURES, INC. by

mailing said copy on September _____
2007 via First Class Mail, postage prepaid to:

NORBERT STAHL, ESQ
STAHL LAW FIRM
2 MEADOWSWEET LANE
SAN CARLOS, CALIFORNIA 94070.

Dated: September _____, 2007

By: _____
Gary L. Eastman, Esq.
Attorney for Registrant Saroj International, Inc.
Registration No. 41,005

Cancellation No.: 92047661

LIVE VENTURES, INC. v. SAROJ INTERNATIONAL, INC.

Party Offering Exhibit: Live Ventures, Inc.

EXHIBIT K



at&t

YAHOO!

MAIL Classic

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Email

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Date: Wed, 26 Sep 2007 10:23:58 -0700 (PDT)
From: nstahl@patentlawservice.com
Subject: Re: Supplemental Discovery Responses
To: "Gary Eastman" <garyeastman@sbcglobal.net>

Dear Mr. Eastman:

We have not yet received signed copies of the supplemental responses to our discovery requests. We cannot open the TIFF format files. Please email pdf versions of the executed signature pages for the responses and the proofs of service. Thank you.

Sincerely,
Norbert Stahl

Gary Eastman <garyeastman@sbcglobal.net> wrote:

Dear Mr. Stahl:

Attached please find PDF versions of the Supplemental Discovery Responses, including Request for Production of Documents, Interrogatories, and Requests for Admissions. Also, executed copies of the Certification pages for each of those documents are provided in TIFF format. The original documents have been placed in the mail for your records.

Thank you for your patience.

Regards,

Gary L. Eastman, Esq., APLC
707 Broadway Street, Suite 1800
San Diego, CA 92101
(619) 230-1144
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Cancellation No.: 92047661

LIVE VENTURES, INC. v. SAROJ INTERNATIONAL, INC.

Party Offering Exhibit: Live Ventures, Inc.

EXHIBIT L

STAHL LAW FIRM

Intellectual Property Representation

September 27, 2007

Gary L. Eastman, APLC
707 Broadway Street, Ste 1800
San Diego, CA 92101

<p>PER FACSIMILE To: (619) 230-1194 Total Page(s): 4</p>

Re: LIVE VENTURES INC. V. SAROJ INTERNATIONAL, INC.
Trademark Cancellation Proceeding No. 92047661

Dear Mr. Eastman:

We am writing with respect to various deficiencies in Saroj International, Inc.'s first supplemental responses to Live Ventures Inc.'s Interrogatories and Requests for Production of Documents and Things and to demand that Saroj cures these deficiencies by October 4, 2007. We are writing this letter in satisfaction of our meet and confer obligations prior to filing a motion with the Board for an order to compel.

I. Interrogatories:

a. Interrogatories Nos. 1-12, 14-25, 31, 32: Saroj responded to these interrogatories by stating that it has "been unable to ascertain any information responsive to the interrogatory." This response to these interrogatories is deficient.

Interrogatories Nos. 1-12 and 14-25 ask to "[d]escribe ALL RELEVANT FACTS AND CIRCUMSTANCES of YOUR USE of" the '997 mark or the '241 mark for a specified product "prior to March 5, 2005." If Saroj did not use the marks for the specified products prior to March 5, 2005, then Saroj should state that in its response. However, Saroj must know if it did use the mark for the specified products at the time or not. Live Ventures thus demands that Saroj amend its responses by October 4, 2007.

Interrogatories Nos. 31 and 32 ask for "quarterly sales figures in COMMERCE beginning January 1, 2001, for goods under the" '997 mark and the '241 mark. Saroj must know if and how much it sold under the '997 mark and the '241 mark. Saroj provided such sales figures for the '549 mark and Saroj thus is aware of the information sought. If the sales

figures asked for are zero, then Saroj should so state. Live Ventures thus demands that Saroj amend its responses by October 4, 2007.

b. Interrogatories Nos. 13, 26, 27: These interrogatories inquire about "ALL RELEVANT FACTS AND CIRCUMSTANCES of YOUR USE" of the '997 mark and the '241 mark for denim jeans prior to March 5, 2005 (Nos. 13 and 26) and the '549 mark for retail clothing boutiques prior to November 30, 2005 (No. 27).

Saroj's responses are not sufficient for a complete evaluation of USE of the marks. The definitions in Live Ventures' interrogatories define "'ALL RELEVANT FACTS AND CIRCUMSTANCES,' when employed with reference to the USE of a trademark, means all information that is relevant to evaluating the USE of the trademark." The term USE is defined as "'USE,' when employed with reference to a trademark, means the use of the trademark in accordance with 15 U.S.C. § 1051(a)."

If Saroj's responses to interrogatories 13, 26 and 27 provide everything that Saroj intends to rely on to support an allegation of USE, then the responses are sufficient. If Saroj intends to rely on any information that is not included in its responses, then Saroj should amend its responses. Live Ventures thus demands that Saroj by October 4, 2007 either confirm that it does not rely on any additional information or that Saroj amend its responses by October 4, 2007.

c. Interrogatories Nos. 28-30: These interrogatories ask for "ALL RELEVANT FACTS AND CIRCUMSTANCES of YOUR first USE" (bold and underlining added) of Saroj's three trademarks at issue, the '997 mark, the '241 mark, and the '549 mark. In its supplemental responses, Saroj deletes the word "first" from the interrogatories and thus rewrites the interrogatories.

Saroj's responses fail to provide all relevant facts and circumstances of the **first** use, *i.e.*, use "in accordance with 15 U.S.C. § 1051(a)" as the term "USE" is defined in the interrogatories. Saroj's responses to interrogatories Nos. 28 and 29 provide no dates at all, let alone when the first use allegedly took place. Saroj's responses to interrogatories Nos. 28-30 fail to state which use Saroj alleges satisfies the conditions of 15 U.S.C. § 1051(a) and all relevant facts and circumstances surrounding that use, including when it took place. We note that 15 U.S.C. § 1051(a) refers to use in "commerce" and that "commerce" is defined in 15 U.S.C. § 1127 as "all commerce which may lawfully be regulated by Congress." Live Ventures demands that Saroj provide complete responses by October 4, 2007.

d. Interrogatory No. 33: Please confirm that the sales figures provided in this interrogatory are for sales in "COMMERCE," which is defined in 15 U.S.C. § 1127 as "all commerce which may lawfully be regulated by Congress." Live Ventures demands such confirmation by October 4, 2007.

II. Requests for Documents:

a. Requests Nos. 1, 2, 3 – DATE and NATURE of first USE: Saroj has failed to produce any documents that provide the DATE (“day, month and year of the use, or as much of that information as possible”) and NATURE (“how the trademark was used, e.g., was the trademark used on a product, in a brochure, in a website, in a letter, or in any other way”) of the **first** USE (“use of the trademark in accordance with 15 U.S.C. § 1051(a)”). Live Ventures thus demands production of all responsive documents and things by October 4, 2007.

b. Requests Nos. 4, 5, 6 – VOLUME OF SALES in COMMERCE per quarter: Saroj has failed to produce any documents that provide the VOLUME OF SALES (“dollar amount of sales, *i.e.*, how much was billed for the sales and how much was paid for the sales; also the number of goods sold, *e.g.*, the number of each of the goods listed on the trademark registration inquired about”) in COMMERCE (“commerce in accordance with 15 U.S.C. § 1127”) per quarter. Live Ventures thus demands production of all responsive documents and things by October 4, 2007.

c. Requests Nos. 7, 8, 9 – extent, NATURE and frequency of USE: Saroj has failed to produce any documents showing the extent, NATURE and frequency of its USE of the three Saroj marks at issue. Live Ventures thus demands production of all responsive documents and things by October 4, 2007.

d. Requests Nos. 10-100 – USE of the marks for listed products: Saroj has failed to produce any documents showing the USE (“use of the trademark in accordance with 15 U.S.C. § 1051(a)”) of its marks at issue for the products listed on Saroj’s registrations. Live Ventures thus demands production of all responsive documents and things by October 4, 2007.

e. Requests Nos. 102-109 – offers, sales, supplies, advertisement of products under the marks: Saroj has failed to produce any documents showing (i) “each and every PERSON to whom YOU have ever offered in COMMERCE for sale goods under the” ‘997 mark and the ‘241 mark; (ii) “each and every PERSON to whom YOU have ever sold in COMMERCE any goods under the” ‘997 mark and the ‘241 mark; (iii) “each and every PERSON to whom YOU have ever supplied in COMMERCE any goods under the” ‘997 mark and the ‘241 mark; and (iv) documents that “REFER to or RELATE to advertising in COMMERCE of any goods under the” ‘997 mark and the ‘241 mark. Live Ventures thus demands production of all responsive documents and things by October 4, 2007.


f. Requests Nos. 111-131 – the pleadings: Saroj has failed to produce all or any documents responsive to these requests. If Saroj alleges that it has produced all responsive documents, then Live Ventures demands that Saroj confirms by October 4, 2007 that it takes that position. Otherwise, Live Ventures demands that Saroj produce all responsive documents and things by October 4, 2007.

g. Requests Nos. 135-137, 141-143, 145-147 – any agreements, marketing, plans regarding goods under the marks: Saroj has failed to produce any documents responsive to these requests. Ventures thus demands production of all responsive documents and things by October 4, 2007.

Also, we have not yet received signed copies of the supplemental responses to Live Ventures' interrogatories, document requests and requests for admissions. We request signed copies by October 4, 2007.

We will move for an order compelling the requested discovery, or any discovery that is still missing, after October 4, 2007.

Sincerely,



Norbert Stahl

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STAHL LAW FIRM

Intellectual Property Representation

September 27, 2007

Gary L. Eastman, APLC
707 Broadway Street, Ste 1800
San Diego, CA 92101

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Interrogatories Nos. 1-12 and 14-25 ask to "[d]escribe ALL RELEVANT FACTS AND

Cancellation No.: 92047661

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Party Offering Exhibit: Live Ventures, Inc.

EXHIBIT M



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Date: Thu, 4 Oct 2007 10:51:41 -0700 (PDT)
From: nstahl@patentlawservice.com
Subject: Live Ventures v Saroj International
To: "Gary Eastman" <garyeastman@sbcglobal.net>

Dear Mr. Eastman:

You have not responded in any way to our letter of September 27, 2007, giving you notice of various deficiencies in Saroj's discovery responses. You also failed to provide us with signed and verified supplemental responses and we only have unsigned and unverified supplemental responses. As a result of your failure to cooperate in discovery, we are filing our motion to compel today.

Sincerely,

Norbert Stahl, Esq.
Stahl Law Firm
2 Meadowsweet Ln
San Carlos, CA 94070
(650) 802-8800 (phone)
(650) 802-8484 (fax)
www.patentlawservice.com

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